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An° Reg. IACOBI, Regis Angl. Scotiæ, Franc. & Hybern. viz. Angl. Franc. & Hybern. primo, Scotiæ xxxvij.

At the Parliament begun and holden at Westminster the xix. day of March, in the *first yeere of the Raigne of our most Gracious Soueraigne Lord* Iames, *by the Grace of God of England, France and Ireland King, Defender of the Faith, &c. And of* Scotland the 37.

And there continued vntill the seuenth of Iuly 1604. And then prorogued vntil the 7. of Febr. next following.

To the High pleasure of Almighty God, and to the weale Publique of this Realme were Enacted as followeth.

Imprinted at London by ROBERT Barker, Printer to the Kings most Excellent Maiestie.

Seen 29 Oct. 1604 a different Printer to copy (by Barker) to 1604. A copy in Public Gen. Acts, James I.

The Table of the Statutes Printed.

BODLEIANA BIBLIOTHECA

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2 An acte authorizing certaine Commiſsioners of the realme of England, to treat with Commiſsioners of Scotland, for the weale of both Kingdomes.

3 An act againſt the diminution of the poſſeſsions of Archbiſhopricks, and Biſhoprickes, and for auoyding of Dilapidations of the ſame.

4 An acte for the due execution of the Statutes againſt Ieſuits, Seminary Prieſts, Recuſants, &c.

5 An acte to preuent the ouercharge of the people by Stewards of Court Leetes, and Court Barons.

6 An acte made for the explanation of the Statute made in the fift yeere of the late Queene *Elizabeths* Reigne concerning Labourers.

7 An acte for the continuance and explanation of the Statute made in the 39. yeere of the Reigne of our late Queene *Elizabeth*, Intituled, An acte for puniſhment of Rogues, Vagabonds, and ſturdy Beggers.

8 An act to take away the benefit of Clergy for ſome kind of Mãſlaughter.

9 An acte to reſtraine the inordinate haunting and Tipling in Innes, Alehouſes, and other Victualling houſes.

10 An acte for the better execution of Iuſtice.

11 An act to reſtraine all perſons from Marriage, vntill their former wiues, and former husbands be dead.

12 An acte againſt Coniuration, Witchcraft, and dealing with euill and wicked ſpirits.

13 An acte for new Executions to be ſued againſt any, which ſhall hereafter be deliuered out of Execution by priuiledge of Parliament, and for diſcharge of them, out of whoſe cuſtody ſuch perſons ſhalbe deliuered.

14 An act for recouery of ſmal debts, & relieuing of poore debtors in *London*.

15 An acte for the better reliefe of the Creditors, againſt ſuch as ſhall become Banckrupts.

16 An acte concerning Wherrymen and Watermen.

17 An acte for the better execution of former Lawes, touching the making of Hats and Felts, and for the more reſtraint of vnskilfull and deceiuable workmanſhip therein vſed, to the wrong of all ſorts of the people of this Realme.

18 An acte for auoyding of deceitfull ſelling, buying, or ſpending corrupt and vnwholeſome Hoppes.

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20 An acte for redreſſe of certaine abuſes and deceits vſed in Painting.

21 An acte againſt Brokers.

22 An acte concerning Tanners, Curriers, Shoomakers, and other Artificers occupying the cutting of Leather.

23 An acte for the better preſeruation of Fiſhing in the Counties of *Somerſet*, *Deuon*, and *Cornwall*, and for the reliefe of Balkers, Conders, & Fiſhermen againſt malicious Suites.

24 An acte againſt the deceitfull and falſe making of Mildernix, and Powledauies, whereof Saile-clothes for the Nauy, & other ſhipping are made.

25 An

25 An acte for continuing and reuiuing of diuers Statutes, and for repealing of ſome others.
26 An acte for the continuance and due obſeruation of certaine orders for the Exchequer, firſt ſet downe & eſtabliſhed by vertue of a Priuie Seale, from the late Queene *Elizabeth*.
27 An acte for the better execution of the intent and meaning of former ſtatutes, made againſt ſhooting in Gunnes, and for the preſeruation of the Game of Pheſants and Partridges, And againſt the deſtroying of Hares with Harepipes, and Tracing Hares in the Snow.
28 An act for confirmation of the Kings Maieſties Charter and Letters Patents granted to the Maior, Bailiffes, and Burgeſſes of the Borough of *Berwicke* vpon *Twede* and their Succeſſors, And of the Franchiſes, Liberties, Priuiledges, Inriſdictions, and Cuſtomes of the ſaid Burrough.
29 An acte to encourage the Seamen of England to take Fiſh, whereby they may increaſe, to furniſh the Nauy of England.
30 An acte for the erecting and building of a Church in *Melcomb Regis* to be the Pariſh Church of *Radipoll*, And for making the old Church of *Radipoll* a Chappell belonging to the ſame.
31 An act for the charitable reliefe and ordering of perſons infected with the Plague.
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33 An acte of a Subſidie of Tonnage and Poundage.

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2 An acte of Confirmation of the Ioynture of the moſt High and mighty *Princeſſe* ANNE Queene of *England, Scotland, France* and *Ireland*.
3 An acte for reſtitution of *Henry* Earle of *Southampton*.
4 An acte for the reſtitution of the ſonne and two daughters of *Robert* late E. of *Eſſex*.
5 An acte for the reſtitution of *Thomas* onely ſonne of *Philip* late Earle of *Arundel*.
6 An acte for the reſtitution in blood of *William Howard*, yongeſt ſonne of *Thomas* late Duke of *Norfolke*, and of the children of the Lady *Margaret Sackuile* daughter of the ſayd Duke.
7 An acte for reſtitution of *William Paget* onely ſonne of *Thomas* late Lord *Paget*.
8 An acte for the reſtitution of *Thomas Lucas* Gent. in blood.
9 An acte to ſecure *Simpſons* debt, and to ſaue harmeleſſe the Warden of the Fleete in Sir *Thomas Sherleyes* caſe.
10 An acte to ſecure the debt of *Simpſon* and others, and ſaue harmeleſſe the Warden of the Fleete in Sir *Thomas Sherleyes* caſe.
11 An acte for the Naturalizing of *Lodonick* Duke of *Lenox*, *Henry* Lord of *Obigney* his brother and their children.
12 An act for the Naturalizing of the Right honor. *Margaret* Counteſſe of *Notingham*.
13 An acte for the Naturalizing of *Iohn* Earle of *Marre*, his Wife and children.
14 An acte for the Naturalizing of Sir *George Howme* Knight, Lord Treaſourer of *Scotland*, his Wife and children.
15 An acte for confirmation of certaine Letters Patents made to Sir *George Howme* Knight, Lord Treaſourer of *Scotland*.

16 An acte for the Naturalizing of Sir *Edward Bruce* Knight, Lord of *Kinloſſe*, his Wife and children, and for confirmation of Letters Patents made to him.

17 An acte for the Naturalizing of Sir *Thomas Areskin* Knight, and *Alexander Areskin* his ſonne, and all other the children of the ſaide Sir *Thomas* borne in the Kingdome of *Scotland*, or whereſoeuer within the Kings Maieſties Dominions.

18 An acte for confirmation of Letters Patents made to the right honourable *Charles* Earle of *Nothingham* Lord Admirall of *England*, *Thomas* Earle of *Suffolke* Lord Chamberlaine of the Kings Houſhold, Sir *Iohn Leueſon*, & Sir *Iohn Trevor* Knights, for the vſe and benefit of the Lady *Francis Dowager* of *Kildare*, and now Wife of *Henry* late Lord *Cobham* attainted.

19 An acte for the Naturalizing of Dame *Mary Aſton*, Wife to Sir *Roger Aſton* Knight, and their children.

20 An act for the Naturalizing of Sir *Iohn Ramſey* Knight.

21 An acte for the Naturalizing of Sir *Iames Hay* Knight.

22 An acte for the Naturalizing of *Iohn Gordon* Deane of *Sarum*, his Wife and children.

23 An acte for the Naturalizing of Sir *Iohn Kennedey* Knight.

24 An acte for the Naturalizing of Sir *Iohn Drumond* Knight.

25 An acte for the Naturalizing of *Adam Newton* Eſquire.

26 An acte for reſtitution in blood of *Thomas Littleton* eldeſt ſonne of *Iohn Littleton* late of *Franckley* in the County of *Worceſter* Eſquire deceaſed, *Iohn Littleton* ſecond ſonne of the ſayd *Iohn Littleton* deceaſed: and *Edward Littleton* third ſonne of the ſayd *Iohn Littleton* deceaſed: *Briget Littleton* eldeſt daughter of the ſayd *Iohn Littleton* deceaſed: *Anne Littleton* ſecond daughter of the ſayd *Iohn Littleton* deceaſed: and *Iane Littleton* third daughter of the ſaid *Iohn Littleton deceaſed.*

27 An acte for the Naturalizing of *William Browne*, *Anne Browne*, and *Barbara Browne*, children of Sir *William Browne* Knight, Lieutenant Gouernour of his Maieſties Cautionarie Towne of *Vliſhing*.

28 An acte for the enabling of *Thomas Throckmorton* Eſquire, to make ſale of certaine lands for payment of his debts.

29 An acte for the Naturalizing of *Thomas Glouer*, *Margaret Mordant*, *Francis Collimore*, *Alexander Daniel*, *Nicholas Gilpine*, and *Mary Copcote*.

30 An act for the ſale of certaine lands of ſir *Tho. Rowſe* knight, for paiment of his debts.

31 An acte for the quiet eſtabliſhing and ſetling of the lands and poſſeſsions late of Sir *George Rodney* Knight deceaſed.

32 An acte for the aſſuring of certaine lands and tenements to the Deane and Canons of *Windſor*, and of aſſuring a Leaſe of the Prebend of *Bedwin*, in the County of *Wilts*, to *Edward* Earle of *Hertford*.

33 An acte for *Henry Iernegen* the yonger, for the ſale of the Mannour of *Dages* in *Rueningham* and *Heringfleete*, aliâs S. *Olaues* in the Counties of *Norffolke* & *Suffolke*, for the payment of his debts.

34 An acte for the Ioynture of the Wife of *Martin Calthrop* Gent.

35 An acte for the Reliefe of *Thomas Louell* Eſquire.

36 An acte for explanation of a former Acte made in the 43. yere of the Reigne of the late Queene *Elizabeth*, Entituled, An act for the enabling of *Edward Neuile* of *Birling* in the Countie of Kent, and Sir *Henry Neuile* Knight, his ſonne and Heire apparant, to diſpoſe of certaine Copy-hold Lands, parcell of the Mannour of *Rotherfield* in the County of *Suſſex*, and of the Mannours of *Alleſley* and *Filongley*, in the County of *Warwicke*.

37 An acte to enable *Iohn Tebols* Gent. to make his wife a Ioynture of certaine of his Lands, and to ſell ſome part for preferment of his yonger children.

38 An act for the Naturalizing of *Katherin Vincent*, *Elizabeth Vincent*, *Suſan Vincent*, *Heſter Vincent*, and *Mary Vincent*.

39 An act for the Naturalizing of *Victor Chauntrel*, *Peter Martin*, *Mentia van Vrzell*, Wife of *George Aldrich* Eſquire, *Sabina Aldrich*, *Edward* and *Peregrin Aldrich* her children.

Anno primo Iacobi Regis.

A moſt ioyfull and iuſt Recognition of the immediate, lawfull, and vndoubted *Succeſſion, Deſcent, and Right of the Crowne.*

Chap. I.



Reat and manifold were the benefits (moſt Dread moſt gracious Soueraigne) wherewith Almighty God bleſſed this Kingdome and Nation, by the happie Vnion and Coniunction of the two Noble houſes of Yorke and Lancaſter, thereby preſeruing this Noble Realme, formerly torne and almoſt waſted with long and miſerable diſſention and bloodie Ciuill warre. But more inestimable and vnſpeakeable bleſſings are thereby powred vpon vs, becauſe there is deriued and growen from and out of that Vnion of thoſe two Princely families, a more famous and greater Vnion, (or rather a Reuniting) of two Mightie, famous and ancient Kingdomes, (yet anciently but one) of England and Scotland, vnder one Imperiall Crowne, in your moſt Royall Perſon, who is lineally, rightfully, and lawfully deſcended of the body of the moſt excellent Lady Margaret, eldeſt daughter of the moſt renowmed King Henry the ſeuenth, and the High & Noble Princeſſe Queene Elizabeth his wife, eldeſt daughter of King Ed. the fourth, The ſayd Lady Margaret being eldeſt ſiſter of King Henry the eight, father of the High and Mighty Princeſſe of famous memory, Elizabeth late Queene of England.

In conſideration whereof, albeit wee your Maieſties loyall and faithfull Subiects of all Eſtates and Degrees, with all poſſible, and publike ioy and acclamation, by open Proclamations within fewe houres after the deceaſe of our late Soueraigne Queene, acknowledging thereby, with one full voyce of tongue and heart, that your Maieſtie was our only, lawfull, and rightfull Liege Lord and Sonereigne, by our vnſpeakeable and generall reioycing, and applauſe at your Maieſties moſt happie inauguration, and Coronation: by the affectionate deſire of infinite numbers of vs of all degrees, to ſee your Royall perſon, and by all poſſible outward meanes, haue indeuoured to make demonſtration of our inward loue, zeale, and deuotion to your moſt excellent Maieſtie, our vndoubted rightfull Liege Soue-

raigne Lord and King: yet, as we cannot doe it too often or enough, so can there be no meanes or way, so fit both to sacrifice our vnfeined and heartie thankes to Almightie God, for blessing vs with a Soueraigne, adorned with the rarest gifts of minde and body, in such admirable peace and quietnesse, and vpon the knees of our hearts to agnize our most constant faith, obedience, and loyalty to your Maiestie, and your Royall Progenie, as in this high Court of Parliament, where al the whole body of the Realme, and euery particular member thereof, either in person or by representation (vpon their owne free elections) are by the lawes of this Realme deemed to be personally present.

To the acknowledgement whereof to your Maiestie wee are the more deepely bounden and obliged, as well in regard of the extraordinary care and paines, which with so great wisedome, knowledge, experience, and dexteritie, your Maiestie (sithence the Imperiall Crowne of this Realme descended to you) haue taken for the continuance and establishment of the blessed peace both of the Church of England in the true and sincere Religion, and of the Common-wealth by due and speedie administration of Iustice, as in respect of the gracious care and inward affection, which it pleased you on the first day of this Parliament so liuely to expresse by your owne wordes, so full of high wisedome, learning, and vertue, and so repleate with Royall and thankefull acceptation of all our faithfull and constant endeuours, which is, and euer will be to our inestimable consolation and comfort.

Wee therefore your most humble and loyall Subiects, the Lordes Spirituall and Temporall, and the Commons in this present Parliament assembled, doe from the bottome of our hearts, yeelde to the diuine Maiestie, all humble thankes and prayses, not onely for the sayd vnspeakeable, and inestimable benefits, and blessings aboue mentioned, but also that hee hath further enriched your Highnesse with a most Royall Progenie, of most rare, and excellent gifts and forwardnesse, and in his goodnesse is like to increase the happy number of them, And in most humble and lowly maner doe beseech your most excellent Maiestie, that (as a memoriall to all posterities, amongst the Records of your high Court of Parliament for euer to endure, of our Loialtie, Obedience, and heartie and humble affection) it may be published and declared in this high Court of Parliament, and enacted by authoritie of the same, That we (being bounden thereunto, both by the Lawes of God and man) doe recognize and acknowledge, (and thereby expresse our vnspeakeable Joyes) That immediately vpon the dissolution and decease of Elizabeth late Queene of England, the Imperiall Crowne of the Realme of England, and of all the Kingdomes, Dominions, and Rights belonging to the same, did by inherent Birthright, and lawfull and vndoubted Succession, descend and come to your most excellent Maiestie, as being Lineally, Iustly, and Lawfully, next and sole heire of the Blood Royall of this Realme, as is aforesayd, And that by the goodnesse of God Almigh-

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tie, and lawfull Right of descent, vnder one Imperiall Crowne, your Maiestie is of the Realmes and Kingdomes of England, Scotland, France, and Ireland, the most Potent, and mightie King, and by Gods goodnesse, more able to protect, and gouerne vs your louing Subiects, in all Peace and Plentie, then any of your Noble Progenitors. And thereunto we most humbly, and faithfully doe submit, and oblige our selues, our heires and posterities for euer, vntill the last droppe of our bloods be spent, And doe beseech your Maiestie to accept the same, as the first fruits in this high Court of Parliament, of our Loyaltie and faith to your Maiestie, and your Royall Progenie, and posteritie for euer. Which if your Maiestie shall be pleased (as an argument of your gracious acceptation) to adorne with your Maiesties Royall Assent, (without which, it can neither be complete and perfect, nor remaine to all posteritie according to our most humble desire, as a memorial of your Princely and tender affection toward vs) we shall adde this also to the rest of your Maiesties vnspeakeable and inestimable benefits.

¶ An Act authorizing certaine Commissioners of the Realme of England, to treat with Commissioners of Scotland for the weale of both Kingdomes.

Chap. II.

WHereas his most Excellent Maiestie hath beene pleased, out of his great Wisedome & Iudgement, not only to represent vnto vs by his own prudent and Princely speech on the first day of this Parliament, how much hee desired (in regard of his inward, and gracious affection to both the famous and ancient Realmes of England and Scotland, now vnited in Allegiance, and Loyall subiection in his Royall Person, to his Maiestie and his Posteritie for euer) that by a speedie, mature, and sound deliberation, such a further Vnion might follow, as should make perfect that mutuall Loue and vniformitie of maners and customes, which Almightie God in his prouidence for the strength and safetie of both the Realmes, hath already so far begun in apparant sight of all the world, but also hath vouchsafed to expresse many wayes, how farre it is, and euer shal be from his Royall and sincere care, and affection to the Subiects of England, to alter, or innouate the fundamentall and ancient Lawes, Priuiledges, and good Customes of this Kingdome, whereby not onely his Regall authority, but the peoples securitie of Lands, Liuings, and Priuiledges, (both in generall and particular) are preserued and maintained, and by the abolishing, or alteration of the which, it is impossible, but that present

present confusion will fall vpon the whole State and frame of this Kingdome.

Forasmuch as his Maiesties humble, faithfull, and louing Subiects, haue not onely conceiued the weight of his Maiesties reasons, but apprehend to their vnspeakable ioy and comfort, his plaine, cleare, and gracious intention, to seeke no other changes, or alteration, but of such particular, temporarie or indifferent maner of Statutes and Customes, as may both preuent, and extinguish all and euery future questions, or vnhappie accidents, by which the perfect, and constant loue and friendship, and quietnesse betweene the Subiects of both the Realmes aforesaid, may bee compleated, and confirmed, and also performe and accomplish that Real and effectual Vnion already inherent in his Maiesties Royall Blood and Person, and now desired by his Maiestie to be performed and brought to an end, for the weale of both Kingdomes by this course following:

Bee it therefore enacted by the Kings most excellent Maiestie, by, and with the assent and consent of the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled, and by authoritie of the same, That Thomas Lord Ellesmere Lord Chancellor of England, Thomas Earle of Dorset, Lord Treasurer of England, Charles Earle of Nottingham, Lord high Admiral of England, Henry Earle of Southhampton, William Earle of Pembrooke, Henry Earle of Northhampton, Richard Bishop of London, Coby Bishop of Duresme, Anthonie Bishop of Saint Dauids, Robert Lord Cecil, principall Secretarie to his Maiestie, Edward Lord Zouch, Lord President of Wales, William Lord Mounteagle, Raphe Lord Eure, Edmund Lord Sheffield, Lord President of the Councel in the North, Lords of the higher House of this present Parliament, and Thomas Lord Clinton, Robert Lord Buckhurst, Sir Francis Hastings Knight, Sir John Stanhope Knight, Vicechamberlaine to the Kings Maiestie, Sir John Harbert Knight, second Secretary to his Maiestie, Sir George Carew Knight, Vicechamberlaine to the Queenes Maiestie, Sir Thomas Strickland Knight, Sir Edward Stafford Knight, Sir Henry Neuil of Berkeshire Knight, Sir Richard Bulkeley Knight, Sir Henry Billingsley Knight, Sir Daniel Dun Knight, Deane of the Arches, Sir Edward Hobby Knight, Sir John Sauile Knight, Sir Robert Nroth Knight, Sir Thomas Chaloner Knight, Sir Robert Maunsel Knight, Sir Thomas Ridgeway Knight, Sir Thomas Holcroft Knight, Sir Thomas Helketh Knight, his Maiesties Attourney of the Court of Wardes and Liueries, Sir Francis Bacon Knight, Sir Laurence Tanfield Knight, Sergeant at Law, Sir Henry Hubberd Knight, Sergeant at Law, Sir John Bennet Knight, Doctor of the Lawes, Sir Henry Withrington, Sir Raphe Gray, and Sir Thomas Lake Knights, Robert Alkewith, Thomas James, and Henry Chapman, Merchants, Knights, Citizens, and Burgesses of the House of the Commons of this Parliament (Commissioners selected and nominated by authoritie

tie of this preſent Parliament) or any eight or more of the ſaid Lords of the ſaid higher Houſe, and any twentie or more of the ſaid Knights, Citizens, and Burgeſſes of the ſaid Houſe of the Commons, ſhall by force of this Act, from & after the end of this preſent Seſſion of Parliament, haue full power, libertie, Commiſſion, and authoritie at any time or times before the next Seſſion of this Parliament, to aſſemble, and meete, and thereupon to treate, and conſult with certaine ſelected Commiſſioners to be nominated, and authoriſed by authoritie of Parliament of the Realme of Scotland, according to the tenor or purport of their authoritie or Commiſſion in that behalfe, of and concerning ſuch an Vnion of the ſaid Realmes of England and Scotland, and of and concerning ſuch other matters, cauſes, and things whatſoeuer, as vpon mature deliberation and conſideration, the greateſt part of the ſaid Lords of the ſaid higher Houſe which ſo ſhall be aſſembled, as is aforeſaid, and the greateſt part of the ſaid Knights, Citizens, and Burgeſſes of the ſaid Houſe of the Commons, which alſo ſhalbe ſo aſſembled as is aforeſaid, and the Commiſſioners to bee nominated and authoriſed as is aforeſaid by the Parliament of the Realme of Scotland, according to the tenor or purport of their authoritie or Commiſſion in that behalfe, ſhall in their wiſedomes thinke and deeme conuenient and neceſſary for the honour of his Maieſtie, and the weale and common good of both the ſaid Realmes during his Maieſties life (which Almightie God long preſerue) and vnder all his Royal Progenie and Poſteritie for euer. Which Commiſſioners of both the ſaid Realmes, ſhall according to the tenor or purport of their ſaid authorities or Commiſſions in that behalfe, reduce their doings and proceedings therein into writings, or Inſtruments tripartite, euery part to be ſubſcribed and ſealed by them: To the end that one part therof may in all humblenelle bee preſented to his moſt excellent Maieſtie, the ſecond part thereof to be offered to the conſideration of the next Seſſion of this Parliament for the Realme of England, & the third to bee offered to the conſideration of the next Parliament for the Realme of Scotland, That thereupon ſuch further proceedings may bee had as by both the ſaid Parliaments ſhall be thought fit and neceſſarie for the weale and common good of both the ſayd Realmes.

¶ An Acte againſt the diminution of the poſſeſsions of Archbiſhoprickes, and Biſhoprickes, and for auoyding of Dilapidations of the ſame.

Chap. III.

WHereas all the Archbiſhoprickes, and Biſhoprickes within this realme of England, were in ancient times founded by his Maieſties moſt noble Progenitors Kings of this Realme, and in reſpect thereof his Maieſtie is lawfull and rightfull Patron of all and euery of the ſame: And where

where also by the Lawes and Statutes of this realme, no Archbishop or Bishop can make any conueyance, assurance, or estate whatsoeuer of any honors, castles, manors, lands, tenements, or hereditaments, parcell of the possessions of his Archbishopricke, or Bishopricke, or vnited, appertaining or belonging to any of the same, to any Subiect whatsoeuer, wherby any Estate should or might passe from any Archbishop, or Bishop, other then for terme of 21. yeares, or three Liues, with such reseruations of Rent, and in such manner and forme, as by the Lawes and Statutes are prouided: His most excellent Maiestie vnderstanding that diuers persons haue with great suite and importunitie sought to frustrate the true end and intent of the said good Lawes and Statutes in that behalfe, Of his Christian and Princely pietie and care, minding so to patronize and protect the said possessions from Alienation, or Diminution, as that the same may according to the true intent of the Founders, remaine and continue in Succession to the Archbishops, and Bishops of this Realme, and their Successors, for the better maintenance of Gods true Religion, keeping of Hospitalitie, and auoyding of Dilapidations, and thereby for euer hereafter to auoide all suites and importunities for or concerning any of the said possessions, Hath out of his owne meere and godly motion, and of his blessed disposition, for the publique good, without all regard of any priuate respect, vouchsaked, and is pleased, That it may be enacted and established by his Maiestie, by and with the assent of the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled.

And be it enacted and established by the authoritie of the same, That euery Archbishop, and Bishop within this realme, and their, and euery of their successors shall bee from and after the end of this present Session of Parliament, for euer wholly and vtterly disabled in Law, to make, doe, leuie, or suffer any Act or Acts, thing or things, whereby, or by meanes whereof any of the sayd honours, castles, mannors, landes, tenements, or hereditaments, or any part of them, or any of them, shall or may be alienes, assured, giuen, graunted, demised, charged, or in any sort conueyed to our said Soueraigne Lord the King, his heires or successors: And that all alienations, assurances, gifts, graunts, leases, charges, and conueyances whatsoeuer, from and after the end of this present Session of Parliament, to be done, suffered, or made to our said Soueraigne Lord the King, his heires or successours, by any Archbishop, or Bishop, or their, or any of their successors, of, or out of any of the said possessions, or of, or out of any part or parcell of them, or any of them, and all and euery Confirmation and Confirmations of the same, shall be from and after the end of this present Session of Parliament, vtterly voyde, and of none effect, to all intents, constructions and purposes, Any former Law, Statute, Act, Ordinance, or other matter, or thing to the contrarie notwithstanding.

An Act for the due execution of the Statutes against Iesuites, Seminarie Priests, Recusants, &c.

Chap. IIII.



FOr the better and more due execution of the Statutes heeretofore made as well against Iesuits, Seminarie Priestes, and other such like Priests, as also against all maner of Recusants, Bee it ordeined and enacted by authoritie of this present Parliament, That all and euery the Statutes heretofore made in the Raigne of the late Queene of famous memorie Elizabeth, as well against Iesuites, Seminarie Priests, and other Priests, Deacons, Religious, and Ecclesiasticall persons whatsoeuer, made, ordeined, or professed, or to be made, ordeined, or professed by any authority or iurisdiction derived, challenged, or pretended from the Sea of Rome, As those which doe in any wise concerne the withdrawing of the Kings Subiects from their due obedience, and the Religion now professed, and the taking of the Oth of obedience vnto the Kings Maiestie, his Heires and Successors, Together with all those made in the said late Queenes time against any maner of Recusants, shall bee put in due and exact execution.

Prouided neuertheless, and bee it enacted by the authoritie of this present Parliament, That if any that is, or shall bee a Recusant, shall submit or reforme him, or her selfe, and become obedient to the Lawes and Ordinances of the Church of England, & repaire to the Church, and continue there during the time of the diuine Seruice and Sermons, according to the true meaning of the Statutes in that behalfe, in the said late Queenes time made and prouided, That then euery such person for and during such time as he, or shee shall so continue in such conformitie and obedience, shall from thenceforth be freed and discharged of and from any the Penalties and Losses which the same person might otherwise sustaine and beare, in respect or by reason of such persons Recusancie. And if any Recusant shall hereafter die, his Heire being no Recusant, that in euery such case, euery such Heire shall be freed and discharged of al and singular the Penalties, Charges, and Incombrances happening vpon him or her, in respect of by reason of his or her Ancestours Recusancie. And if at the decease of any such Recusant, his Heire shall happen to bee a Recusant, and after shall become conformable and obedient to the Lawes and Ordinances of the Church of England, and repaire to the Church, and continue there during the time of the diuine Seruice and Sermons, according to the intent and true meaning of the said Statutes and Ordinances in that behalfe made, as is aforesaid, And also shall take the Oath of Supremacie

macie in such sort as that Oath is expressed in one Act of Parliament made in the first yeere of the Raigne of our late Soueraigne Lady Queene Elizabeth, before the Archbishop or Bishop of the Diocesse, That in euery such case, euery such Heire shall be freed and discharged of all and singuler the Penalties, Charges, and Incumbrances happening vpon him or her in respect, or by reason of any of his, or her Ancestours Recusancie.

Prouided alwayes, and bee it enacted by authoritie of this present Parliament, That if the Heire of any Recusant shall happen to bee within the age of sixteene yeeres, at the time of the decease of his or her Ancestors, and shall after his or her said age of sixteene yeeres, become, or be a Recusant, That in euery such case, any such Heire shall not bee freed, or discharged of all or any of the penalties, charges, and Incumbrances, happening vnto him or her in respect, or by reason of any of his, or her Ancestors Recusancy, vntill he or she shal submit, or reforme him, or her selfe, and become obedient to the Lawes and Ordinances of the Church of England, and repaire to the Church, and continue there during the time of the diuine Seruice, and Sermons, according to the intent and true meaning of the said Statutes, and Ordinances in that behalfe as is aforesaid, and shall take the said Oath of Supremacie in maner and forme afore expressed, And yet neuertheless, from and after such submission and Oath had and taken, euery such Heire shall be freed and discharged, of all and singuler the Penalties, Charges, and Incumbrances, happening vnto him or her, in respect, or by reason of any of his or her Ancestors Recusancie.

And be it further enacted by authoritie of this present Parliament, That where any seisure shall bee had of the two parts of any Lands, Tenements, Hereditaments, Leases, or Farmes, for the not payment of the twentie pounds due and payable for each Moneth, according to the statute in that case lately made & prouided: That in euery such case, euery such two parts shall according to the extent thereof go towards the satisfaction and payment of the twentie Pounds due and payable for each Moneth, and vnpaide by any such Recusant. And that the third part thereof shall not be extended or seised by the Kings Maiestie, his Heires or Successors, for not payment of the said twentie pounds payable for each Moneth, forfeited or lost by any such Recusant. And where any such seisure shall be had of the two parts of the Lands, Tenements, Hereditaments, Leases or Farmes of any such Recusant, as is aforesaid, and such Recusant shall die, (the debt or duetie by reason of such Recusancie not paide, satisfied or discharged) That in euerie such case, the same two parts shall continue in his Maiesties possession, vntill the residue or remainder of the sayde debt or duetie be thereby, or otherwise paide, satisfied or discharged. And that his Maiestie, his Heires or Successours shall not seise or extend any third part descending to any such Heires, or any part thereof, either by reason of the Recusancie of his or her Ancestours, or the Recusancie of any such heire.

And

And be it further enacted by the Authority of this present Parliament, That all and euery person and persons vnder the Kings obedience, which at any time (after the end of this Session of Parliament) shall passe, or goe, or shal send, or cause to be sent any child, or other person vnder their or any of their gouernement, into any the parts beyond the Seas out of the Kings obedience, to the intent to enter into, or to bee resident in any Colledge, Seminary, or house of Jesuits, Priests, or any other Popish Order, Profession, or Calling whatsoeuer, or repaire in or to any the same, to bee instructed, perswaded or strengthened in the Popish religion, or in any sort to professe the same: Euery such person so sending or causing to be sent any childe, or other person beyond the Seas to any such purpose and intent, shall for euery such offence forfeit to his Maiesty, his Heires and Successours, the summe of one hundred pounds: And euery such person so passing, or being sent beyond the Seas to any such intent and purpose as is aforesayd, shall by Authority of this present Act, as in respect of him or herselfe onely, and not to or in respect of any of his heires or posterity, bee disabled and made incapable to inherite, purchase, take, haue or inioy any Manours, Lands, Tenements, Annuities, Profits, Commodities, Hereditaments, Goods, Chattels, Debts, Dueties, Legacies, or Summes of money within this Realme of England, or any other his Maiesties Dominions: And that all and singular Estates, Termes or other Interests whatsoeuer hereafter to be made, suffered or done to or for the vse or behoofe of any such person or persons, or vpon any trust or confidence mediatly or immediately, to or for the benefit or relefe of any such person or persons, shalbe vtterly voyd, and of none effect, to all intents, constructions and purposes.

And be it further enacted by the Authority aforesayde, That if any person borne within this Realme, or any the Kings Maiesties Dominions, be at this present in any Colledge, Seminary, house or place in any parts beyond the Seas (to the end to be instructed or strengthened in the Popish Religion) which shall not make returne into this Realme, or some of his Maiesties Dominions within one yeere next comming after the ende of this Session of Parliament, and submit himselfe, as is aforesayd, shall be in respect of himselfe only, and not to or in respect of any of his heires or posterity, vtterly disabled, and vncapable to inherite, haue or enioy any Manors, Lands, Tenements, Hereditaments, Goods, Chattels, Debts, or other things aforesayd within this Realme, or any other his Maiesties Dominions. Prouided alwayes, That if any such person or child so passing, sent, sending, or now being beyond the Seas, as aforesayd, to such intent as is before mentioned, shall after become conformable and obedient vnto the Lawes and Ordinances of the Church of England, and shall repaire to the Church, and there remaine and be as is aforesaid, and continue in such Conformity, according to the true intent and meaning of the sayd Statutes and Ordinances; That in euery such case, euery such person and child, for & during such time as he or she shal so continue in

such conformitie and obedience, shalbe freed and discharged of all and euery such disability and incapacity, as is before mentioned.

And be it further enacted by the Authority of this present Parliament, That no woman, nor any child vnder the age of one and twenty yeeres (except Saylers or Ship boyes, or the Apprentice or Factor of some Merchant in trade of Merchandize) shall be permitted to passe ouer the Seas (except the same shall be by Licence of the King, his Heires or Successours, or of some fyue or more of the Kings Priuie Counsell, thereunto first had vnder their hands) vpon payne that the Officers of the Port, that shall willingly or negligently suffer any such so to passe, or shall not enter the names of such Passengers licenced, shall forfeit his Office, and all his Goods and Chattels: And vpon paine that the owner of any Ship or Vessell, that shall wittingly or willingly carry any such ouer the Seas without Licence, as is aforesayd, shal forfeit his Ship or Vessel, and all the Tackle: And euery Master or Mariner, of or in any such Ship or Vessell, offending as aforesayd, shall forfeit all their goods, and suffer imprisonment by the space of twelue moneths, without bayle or maineprise.

And be it further enacted by the authority aforesaid, That no person after the Feast of Saint Michael the Archangel next, shall keepe any schoole, or be a schoolmaster, out of any the Vniuersities or Colledges of this Realme, except it be in some publike or free Grammar schoole, or in some such Noblemans, or Noblewomans, or Gentlemans, or Gentlewomans house, as are not Recusants, Or where the same Schoolemaster shalbe specially licenced thereunto by the Archbishop, Bishop, or Gardian of the Spiritualties of that Dioces, vpon payne that as well the Schoolemaster, as also the party that shal retayne or maintain any such Schoolmaster, contrary to the true intent & meaning of this Act, shal forfeit each of them, for euery day so wittingly offending, forty shillings, the one halfe of all the penalties & summes of money, before mentioned to be forfeited, to be to the King, his Heires and Successors, the other to him or them that shall or will sue for the same, in any the Courts of Record in Westminster, by action of debt, Bill, Plaint, or Information, in which no Essoine, Protection, or wager of Law shall be allowed.

¶An acte to preuent the ouercharge of the people by Stewards of Court Leetes and Court Barons.

Chap. V.

WHereas the Kings most Excellent Maiestie, the Lords Spirituall and Temporall, and other his Highnesse Subiects of this Realme of England & Wales, haue in diuers places of the same, many Franchises, Iurisdictions, Priuiledges, and Liberties to keepe Court Leetes, or Court Barons for the true administration of Iustice, and to the punishing and suppressing of offences. The pro-

fits

fits and perquisites of which Courts, haue heretofore bene vsed to bee leuied and collected by the Bailiffe or other Minister of such Court, and by him accounted for to his Highnes Progenitors, or other Lords or Ladies of such Courts and Mannours, and as of right it ought so to be: But now by reason of the great increase of people, the said profits and perquisites of Courts are growen to bee of a better yeerely value then in ancient times it hath bene, diuers that are now Stewards of such Courts, haue heretofore in their owne names, or in the names of some other to their vse obtained and gotten diuers Grants of all the profits and perquisites of such Courts whereof they are Stewards, whereby many of his Maiesties Subiects are vniustly vexed, and by grieuous Fines and Amercements vnduely punished, greatly to the wronging and impouerishing of the Tenants and Inhabitants where such Stewards are, proceeding out of a greedy desire, to make and obtaine an vndue & extraordinary gaines to themselues:

It is therefore by the authority of this present Parliament established and enacted, That no Steward, Deputy Steward, or other vndersteward of any the Courts aforesaid, shall directly, or indirectly in his owne name, or in the name of any other, from and after the expiration of one yeere next after the ende of the Session of this present Parliament, take, receiue, or make benefit to his owne vse, in money, goods, or any other thing, to the valew of twelue pence, or more, by vertue or colour of any demise or Grant hereafter to bee made, of any the profits, or perquisites, or Amercements of any such Courts whereof they are Steward, which rightly shall belong to the Lords of the same, vpon paine that euery Steward offending to the contrary to the Tenour of this present Act of Parliament, shall for euery such his offence, forfeit the summe of forty pounds, and to bee disabled euer after to be Stewards of such Court, or of any other, The one halfe of the forfeiture to be to our soueraigne Lord the kings Maiestie, his heires and Successors, The other halfe to any of his Maiesties subiects that shal complaine in any of his Highnesse Courts of Record, by Action of Debt, Bill, Plaint, or Information, In which Suite, no Essoine, Protection, Wager of Law, or other delatory Plea shall be allowed.

¶ An acte made for the explanation of the Statute made in the fift yeere of the late Queene Elizabeths Reigne, concerning Labourers.

Chap. VI.

WHereas by an Acte made in the Parliament holden at Westminster in the fift yeere of the Reigne of the late Q. Elizabeth of famous memory, intituled, An Acte touching diuers orders for Artificers, Labourers, seruants of Husbandry, and Apprentices, it was prouided and enacted by the Authority of the same Parliament, for the declaratiō and limitation what wages seruants, Labourers, & Artificers, either by the

yeere, or day, or otherwise should haue and receiue, That the Iustices of Peace of euery Shire, Riding, or Libertie within the Limits of their seuerall Commissions, or the more part of them, being then resident within the same, and the Sheriffe of that County, if hee conueniently may, and euery Maior, Bailiffe, or other head Officer within any City or Towne corporate, wherein is any Iustice of Peace within the limits of the saide City or Towne corporate, and of the sayde Corporation, should before the tenth day of June next comming, and afterwards should yeerely at euery generall Sessions first to bee holden and kept after Easter, or at some time conuenient within fiue weekes next following euery of the saide feasts of Easter, assemble themselues together, and they so assembled calling vnto them such discreete and graue persons of the said County, or of the said City or Towne corporate as they shall thinke meete; and conferring together, respecting the plenty or scarcitie of the time, and other circumstances necessarily to be considered, should haue authority by vertue thereof, within the Limits or Precincts of their seuerall Commissions, to Limit, Rate and appoint the wages as well of such and so many of the said Artificers, Handicraftsmen, Husbandmen, or any other Labourer, seruant or workeman whose wages in time past hath bene by any Law or Statute rated and appointed, and also the wages of all other Labourers, Artificers, workemen or Apprentices of Husbandry, which haue not bene rated, as they the same Iustices, Maiors, or head Officers within their seuerall Commissions or Liberties should thinke meet by their discretions to be rated, limitted, or appointed by the yeere, or by the day, weeke, moneth or otherwise, with meat and drinke, or without meat and drinke, and what wages euery workeman should take by the great for Mowing, Reaping, or Threshing of Corne and Graine, and for Mowing and making of Hay, or for Ditching, Paling, Railing, or Hedging by the Rod, Pearch, Lugge, Yard, Pole, Rope, or foote, and for any other kinde of reasonable labors or seruice, and should yeerely before the twelfth day of July next after the said Assessement and Rate so appointed and made, certifie the same ingrossed in parchment, with the considerations & causes thereof vnder their hands & Seales, into the said Queenes most honourable Court of Chancery, to the end that Proclamation should bee made in the name of the Queenes Maiestie, her Heires or Successors, for obseruing of the same Rates, in such maner and fourme as in the sayd Act more at large is declared:

And whereas the sayd Acte hath not according to the true meaning thereof bene duely put in execution, whereby the Rates of wages for poore Artificers, Labourers, and other persons whose wages was meant to be rated by the same Acte, haue not bene rated and proportioned according to the plentie, scarcitie, necessitie, and respect of the time, which was politikely intended by the sayd Acte, by reason that ambiguity and question haue risen and bin made, whether the rating of all maner Artificers, workemen and workewomen, his and their wages,

wages, other then such as by some Statute and Law haue beene rated, or else such as did worke about Husbandry, should or might be rated by the sayd Law, forasmuch as the sayd Law hath bene found beneficiall for the Common wealth:

Be it enacted by authoritie of this present Parliament, That the sayd Statute, and the authoritie by the same Statute giuen to any person or persons, for assessing and rating of wages, and the authoritie to them in the sayd Act committed, shall be expounded and construed, and shall by force of this Act, giue authoritie to all persons hauing any such authority, to rate Wages of any Labourers, Weauers, Spinsters, and workemen, or workewomen, whatsoeuer, either working by the day, weeke, moneth, yeere, or taking any worke at any person or persons hand whatsoeuer, to be don in great, or otherwise. And whereas in diuers Shires within this Realme, the Justices of peace haue not vsually kept their generall Sessions in one place of the Shire together, but the generall Sessions haue beene kept in seuerall places for seuerall Diuisions, by reason whereof, the most part of the Justices of the peace comming not together, no rating of wages could bee well made in the said Shire, where such generall Sessions haue bin vsed, and for other respects:

Be it enacted by authoritie of this present Parliament, that the Justices of peace, or the more part of them resiant in any Shire, or in any Riding, Libertie, or Diuision, where such Sessions haue bene vsually seuerally kept, shall at any generall Sessions of the Peace to be holden for the same Shire, Diuision, Riding, or Liberty, or at such time of rating of wages as is limited by the said Act, made in the fift yeere of her Maiesties Reigne, haue as full authoritie and power to rate all maner of wages to be rated within such Shire, and within the limits of such Diuision, in any such Shire, Riding, or Libertie, as if the same were done in the generall Sessions for the sayd Countie, or by the most part of the Justices meeting for the rating of wages by the said Act of the fift yeere of the late Queene, for the Wages mentioned in the same Acte.

And be it further enacted, That after the Rates made for wages, and ingrossed in parchment, vnder the hands and seales of them, hauing authoritie to rate the same, it shall and may be lawfull to the Sheriffe of the said Countie, or to the Mayor or chiefe Officer or Officers of any Citie or Towne corporate, to cause Proclamation to bee made of the seuerall Rates so rated, in so many places within their authorities, as to them shall seeme conuenient, and as if the same had bene set downe printed, by the Lord Chancellour or Keeper, after declaration thereof to his Maiestie, and certificate of the same into the Kings most honourable Court of Chancerie. And that euery person and persons shall be bound to obserue the sayd Rates in giuing and receiuing wages, vpon the paines and punishments mentioned in the sayd Act, and to be recouered, or punishment inflicted, as in the sayde Act is mentioned.

And furthermore be it enacted by the authoritie aforesayd, that if any Clothier, or other, shall refuse to obey the said Order, Rate, and Assessement of Wages as aforesaid, and shall not pay so much or so great Wages to their Weauers, Spinsters, Workemen or Workewomen, as shall bee so set downe, rated and appoynted according to the true meaning of this Acte, that then euery Clothier, and other person and persons so offending, shall forfeite & lose for euery such offence to the partie grieued, ten shillings. And that if the said offence and offences of not paying so much or so great wages to their sayd Workemen, Workewomen and others shalbe confessed by the offendor, or that the same shall be proued by two sufficient and lawfull witnesses, before the Justices of Peace in their quarter Sessions of the peace, the Justices of Assise in their Sessions, or before any two Justices of the Peace, whereof one to be of the Quorum, That then euery such person shall forthwith stand and be in Law conuicted thereof, which sayde forfeiture of tenne shillings shall be leuied by Distresse and Sale of the offendors goods by warrant from the sayd Justices, before whom any such conuiction shall be had, which Sale shall be good in Law against any such offendor and offendors.

And be it further enacted, That no person or persons shall incurre any danger or penaltie for not making certificate vnto the Kings most honourable Court of the Chancerie of any rates of wages appointed to be certified by the sayd Acte, made in the sayd fift yeere of the sayde late Queen, so as the same be proclaimed according to the true intent of this Law: But the sayd rates ingrossed in Parchment, and sealed as aforesayd, shall, if the same be in any Shire, be kept by the Custos Rotulorum of the sayd County, amongst the records in his custody, for the sayd Shire, and in any Citie or Towne corporate, amongst the records of the sayd City or Towne corporate. This Acte to continue vntill the end of the next Parliament.

Prouided neuertheless, and bee it enacted by the authoritie aforesayd, That no Clothier being a Justice of Peace in any Precinct, or Liberty, shalbe any rater of any wages for any Weauer, Tucker, Spinster, or other Artizan that dependeth vpon the making of Cloth: And in case there bee not aboue the number of two Justices of the Peace within such Precinct, or libertie, but such as are Clothiers, That in such case, the same wages shall be rated, and assessed by the maior part of the Common counsaile of such Precinct or Libertie, and such Iustice or Justices of Peace (if any there be) as are not Clothiers.

¶ An

An acte for the continuance and explanation of the Statute made in the nine and thirtieth yeere of the raigne of the late Queene Elizabeth, Intituled, An acte for punishment of Rogues, Vagabonds, and sturdie Beggers.

Chap. VII.

WHereas by a Statute made in the nine and thirtieth yeere of the Reigne of the late Queene Elizabeth, there was an Act made, Intituled, An acte for punishment of Rogues, Vagabonds, and sturdy Beggers, it was enacted, That all persons, calling themselues Schollers, going about begging, all Sea-faring men, pretending losse of their Shippes or goods on the Sea, going about the Countrey begging, all Idle persons, going about in any Countrey either begging, or vsing any subtile craft or vnlawfull games or playes, or fayning themselues to haue knowledge in Phisiognomie, Palmestry, or other like crafty Science, or pretending that they can tell Destinies, Fortunes, or such other like fantasticall imaginations; all persons that be, or vtter themselues to bee Proctors, Procurors, Patent gatherers, or collectors for Gaoles, prisons, or Hospitals; all Fencers, Bearewards, common players of Enterludes, and minstrels wandring abroad (other then players of Enterludes belonging to any Baron of this realme, or any other honourable personage of greater degree, to be authorized to play vnder the hand and Seale of Armes of such Baron or personage) shall be taken, adiudged and deemed as Rogues, Vagabonds, and sturdy Beggers, and shall suffer such paine and punishment, as in the sayd Act is in that behalfe appointed, as by the same Acte more at large is declared: Sithence the making of which Acte, diuers doubts and questions haue beene mooued and growen by diuersity of opinions, taken in and vpon the letter of the said Act. For a plaine declaration whereof, Be it declared and enacted, That from hencefoorth no authoritie, to be giuen or made by any Baron of this Realme, or any other honourable Personage of greater degree, vnto any other person or persons, shall be auaileable to free or discharge the said persons, or any of them from the paines and punishments in the said Statute mentioned, but that they shall be taken within the offence and punishment of the same Statute.

And whereas in the sayd Statute, there is a Prouiso conteined, that the said Statute, nor any thing therein conteined, shall extende to any such Giasemen as shall be of good behauiour, and shall trauell in or through any County without begging, hauing Licence for their trauelling, vnder the hands & Seales of three Iustices of the Peace of the same County, where they trauell, whereof one to be of the Quorum, as by the Statute more at large appeareth: By reason of which liberty, many notorious Rogues and Vagabonds, and euill disposed persons

persons haue vndertaken, and do profesſe the trade of Glaſſemen, and by colour thereof doe trauell vp and downe diuers Counties of this Realme, and doe commit many Pickeries, pettie Felonies, and other miſdemeanours. For the auoyding of which inconuenience, Bee it eſtabliſhed and enacted by the authoritie of this preſent Parliament, That from and after two moneths next after the end of this preſent Seſſion of Parliament, all ſuch perſon and perſons, as ſhall wander vp and downe the Countrey to ſell Glaſſes, ſhalbe adiudged, deemed, and taken as Rogues and Vagabonds, and ſhall ſuffer the like paine and puniſhment in euery degree, as is appointed to be inflicted vpon Rogues, Vagabonds, and ſturdy Beggers, by the intent & true meaning of the ſaid Statute, made in the xxxix. yeere of the raigne of the ſaid late Queene Elizabeth, and ſhalbe ſet downe, limitted, and appointed by this preſent Acte, Any thing in the ſayd Statute of the xxxix. yeere of her ſaid reigne to the contrary thereof, in any wiſe notwithſtanding.

And whereas by the ſayd Statute made in the nine and thirtieth yeere of the Reigne of the ſaid late Queene Elizabeth, it was further enacted, That if any of the ſaid Rogues ſhall appeare to be dangerous to the inferior ſort of the people, where they ſhalbe taken, or otherwiſe be ſuch as will not be reformed of their Roguiſh kinde of life, That in euery ſuch caſe it ſhall be lawfull to the Juſtices of the Peace of the ſame Limit, where any ſuch Rogue ſhall be taken, to commit that Rogue to the houſe of correction, or to the gaole of the Countie, there to remaine vntil the next quarter Seſſions to be holden in that countie: And then ſuch of the Rogues ſo committed, as by the Juſtices of the Peace then and there preſent, or the moſt part of them, ſhall bee thought fit not to be deliuered, ſhall or may lawfully by the ſame Juſtices, or the moſt part of them, be baniſhed out of the Realme and all other the Dominions thereof, and at the charges of that Countie ſhall be conueyed into ſuch parts beyond the Seas, as ſhall be at any time hereafter for that purpoſe aſſigned by the Priuie Councell vnto the ſaid Queene Elizabeth, her heires and ſucceſſors, or by any fiue or more of them, whereof the Lord Chancelour, or Lord Keeper of the great Seale, or Lord Treaſurer for the time being, to be one, or otherwiſe be adiudged perpetually to the Gallies of this Realme, as by the ſaid Juſtices or the more part of them ſhalbe thought fit or expedient. And if any ſuch Rogue ſhall returne, (being baniſhed as aforeſaid) againe into any part of this Realme or Dominion of Wales, without lawfull licence or warrant ſo to doe, That in euery ſuch caſe, ſuch offence ſhall be Felony, and the partie offending therein, ſuffer death as in caſe of Felony: The ſame Felony to bee heard and determined in that Countie of this realme or Wales, in which the offender ſhalbe apprehended, as by the ſaid Statute more at large appeareth: which branch of the ſaid Statute is taken to be ſomewhat defectiue, for that the ſayd Rogues hauing no marke vpon them to bee knowen by, notwithſtanding ſuch iudgement of Baniſhment, may returne or retire

tire themselues into some other parts of this Realme where they are not knowen, and so escape the due punishment which the said Statute did intend to inflict vpon them. For remedy whereof be it ordeined and enacted, That such Rogues as shall after the end of two monethes next after the end of this Session of Parliament, bee adiudged as aforesaid incorrigible or dangerous, shall also by the iudgement of the same Iustices, or the more part of them then present, in their open Sessions of the Peace, bee branded in the left shoulder with an hot burning Iron of the breadth of an English shilling with a great Romane R vpon the Iron, and the branding vpon the shoulder to bee so throughly burned and set on vpon the skinne and flesh, that the letter R be seene, and remaine for a perpetuall marke vpon such Rogue during his or her life, and thereupon be sent by the same Iustices to the place of his dwelling if he haue any, if not, then to the place where hee last dwelt by the space of a yeere, if that can be knowen by his confession or otherwise: And if that cannot be knowen, then to the place of his birth, there to be placed in labour as a true Subiect ought to doe: And after such punishment of any such Rogue as aforesaide, if any Rogue so punished shall offend againe, in begging or wandering contrary to the said Statute, or this present Acte, That then in euerie such case, the partie so offending shalbe iudged a Felon, and shall suffer as in cases of Felony without benefite of Clergie, the same Felony to be tryed in the County where any such offender shalbe taken.

And be it further enacted by the authoritie aforesaid, that after two Monethes next after the end of this present Session of Parliament, euery person or persons, shall apprehend or cause to be apprehended, such Rogues, Vagabonds and sturdy Beggers, as he or they shall see or know to resort to their houses, to beg, gather or receiue any almes, and him, her or them, shall carrie or cause to bee carried to the next Constable or Tithingman, vpon paine to forfeit for euery default ten shillings, to be leuyed and employed in manner and forme, and vpon such like proofe and conuiction, as penalties & forfeitures are to be leuyed and employed by the said Statute of the nine and thirtieth yeere of the sayd late Queene. And in default of any such Leuie, then to be leuied and employed by the Lord of the Leete, or his Officer, where such offence shall be committed, in such manner as the persons authorized by the said Statute, might or should haue leuyed and employed the same.

And bee it further enacted, that if such Constable or Tithingman doe not cause the saide Rogues, Vagabonds, and sturdie Beggers to bee punished, according to the forme set downe in the sayd Acte made in the nine and thirtieth yeere of the raigne of the sayd late Queene Elizabeth, and to bee conueyed, according to the purport of the said Act, that then the sayd Constable, or Tithingman, shall forfeite and loose the summe of twenty shillings for euery default, to bee leuyed and imployed in maner and forme, as in the said Statute is set forth and declared.

And

And bee it further enacted by the authoritie aforesaid, that the sayd Statute made in the nine and thirtieth yeere of the raigne of the said late Queene Elizabeth, with the alterations, explanations, and prouisions heerein mentioned and conteined, shall continue and stand in force, so long as this present Acte shall bee and remaine in force and strength. Prouided also that this present Acte shall continue but vntill the end of the next Parliament.

Prouided further, that this Act or any thing therein conteined, or any Authoritie thereby giuen, shall not in any wise extend to dislnherit, preiudice, or hinder John Dutton of Dutton, in the Countie of Chester Esquire, his Heires or Assignes, for, touching or concerning any Libertie, Priuiledge, Preheminence, and Authoritie, Jurisdiction, or inheritance, which the said John Dutton now lawfully vseth, or hath, or lawfully may or ought to vse, within the Countie Palantine of Chester, & the Countie of the Citie of Chester, or either of them, by reason of any ancient Charters of any Kings of this land, or by reason of any prescription, or lawfull vsage, or title whatsoeuer.

¶ An Act to take away the benefit of Clergie for some kind of Manslaughter.

Chap. VIII.

TO the end that stabbing and killing men on the suddain, done and committed by many inhumane and wicked persons in the time of their rage, drunkennesse, hidden displeasure, or other passion of minde, contrarie to the commandement of Almighty God, and the cõmon peace & tranquilitie of this Realme, may from henceforth be restrained through feare of due punishment, to bee inflicted on such cruell and bloody Malefactours, who heretofore haue beene thereunto emboldned, by presuming on the benefit of Cleargie: Bee it therefore enacted by the Kings most excellent Maiestie, the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled, that euery person and persons which after one Moneth next ensuing the ende of this present Session of Parliament, shall stabbe or thrust any person or persons, that hath not then any weapon drawen, or that hath not then first stricken the partie which shall so stabbe or thrust, so as the person or persons so stabbed or thrust shall therof die within the space of sixe Moneths then next following, although it cannot be proued that the same was done of malice forethought: yet the partie so offending and being thereof conuicted, by verdict of twelue men, confession, or otherwise, according to the Lawes of this Realme, shall be excluded from the benefit of his or their Cleargie, and suffer death as in case of wilfull murther.

Prouided alwayes that this Acte or any thing therein contained, shall

shall not extend to any person or persons which shall kill any person or persons se defendendo, or by misfortune, or in any other maner then as aforesaid, nor shall extend to any person or persons which in keeping and preseruing the peace, shall chance to commit Manslaughter, so as the said Manslaughter be not committed wittingly, willingly, and of purpose, vnder pretext and colour of keeping the peace, Nor shall extend to any person or persons which in chastising or correcting his child or seruant, shall besides his or their intent and purpose, chance to commit Manslaughter. This Act to continue vntill the end of the first Session of the next Parliament.

An act to restraine the inordinate haunting and tipling in Innes, Alehouses, and other Victualling houses.

Chap. XI.

WHereas the ancient, true, and principall vse of Innes, Alehouses, and victualling Houses, was for the receit, releefe, and lodging of Way-faring people traueiling from place to place, and for such supply of the wants of such people as are not able by greater quantities to make their prouision of victuals, and not meant for entertainment and harboring of lewde and idle people to spend and consume their money and their time in lewd and drunken maner: Be it therefore enacted by the Kings most excellent Maiestie, the Lords Spirituall & Temporall, and Commons in this present Parliament assembled, and by the authoritie of the same, That if after fortie dayes next ensuing after the end of this present Session of Parliament, any Inne-keeper, victualler, or Alehouse-keeper within this Realme of England, or the Dominion of Wales, doe permit or suffer any person or persons inhabiting and dwelling in any Citie, Towne corporate, Market towne, Village or Hamlet within this Realme of England or Dominion of Wales, where any such Inne, Alehouse, or Tipling house is, or shalbe, to remaine and continue drinking or tipling in the said Inne, victualling house, Tipling house, or Alehouse, other then such as shalbe inuited by any Trauailer, and shall accompany him only during his necessary abode there, and other then Labouring and Hand craftsmen in cities & townes corporate, and Market townes, vpon the vsuall working dayes for one houre at Dinner time, to take their diet in an Alehouse; and other then Labourers and workemen, which for the following of their worke by the day or by the great in any city, towne corporate, Market towne or Village, shall for the time of their said continuing in worke there, Sojourne, Lodge, or victuall in any Inne, Alehouse, or other victualling house, other then for vr-

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gent and necessary occasions, to be allowed by two Justices of Peace, That then euery such Inne-keeper, Victualler, or Alehouse keeper, shall for euery such offence forfeit and lose the summe of ten shillings of currant money of England, to the vse of the poore of the Parish where such offence shall be committed: The same offence being viewed and seene by any Maior, Bailiffe, or Justice of Peace within their seueral Limits, or proued by the Oath of two witnesses, to be taken before any Maior, Bayliffe, or any other head Officer, or any one or more Justice or Justices of the Peace, who by vertue of this Acte, shalbe authorized to minister the said Oath to any person or persons that can or will iustifie the same, being within the Limits of their said Commission.

And be it further enacted by the Authority aforesayd, That if any Inne-keeper, Alehousekeeper, or victualler, shall at any time vtter or sell lesse then one full Ale quart of the best Beere or Ale for a Peny, and of the small two quarts for one Peny, That then euery such Inne-keeper, Alehouse keeper, or victualler, shall forfeit for euery such offence, being duly proued in maner aboue limited, the summe of twenty shillings of lawfull money of England to the vse aboue said, All and euery the said penalties to be leuied by the Constables or Churchwardens of the Parish or Parishes where the offence or offences shall bee committed, by way of Distresse to be taken and deteined for the sayd Forfeitures, and for default of satisfaction within fiue dayes nert ensuing, the same then to be presently appriſed and solde, and the surplusage or remaynder ouer and aboue to bee deliuered to the partie of whome the Distresse was taken, and for want of sufficient Distresse, the partie or parties offending, to bee by the Mayor, Bayliffe, other head Officer or Justice or Justices aforesayd, committed to the common Goale, there to remaine vntill the sayd penalty or penalties be truely payd.

And be it further enacted by the Authority aforesayd, That if the Constables or Churchwardens doe neglect their duety in leuying, or doe not leuie the sayd seuerall penalties, or in default of distresse, or distresses from time to time, do neglect to certifie the same default of distresse, by the space of twenty dayes then nert ensuing, to the Mayor, Bayliffe, other head Officer, or Justice of Peace, within whose Iurisdiction the offence is committed: Then euery person and persons so offending, shall forfeit for euery such default, the summe of 40. shillings of currant money of England, to the vse of the poore of the Parish where such offence shalbe committed, to be leuied by way of distresse of the offendors goods, by warrant from any one or more Justice, or Justices of the Peace, Maior, Bailiffe, or other head Officer, within the limits of their Iurisdictions respectiuely, vnder his or their hand and seale, to be taken & deteined for the sayd forfeitures, for the space of fiue dates then nert ensuing, within which time, if paimente be not made, the same goods to be presently appriſed & sold, and the surplusage and remainder ouer and aboue, (if any be) to bee deliuered to the party of whom

whom the diſtreſſe was taken, and for want of ſuch ſufficient diſtreſſe, the Conſtables, Churchwarden, or Churchwardens ſo offending, to be by the Maior, Bayliffe, or other head Officer, Juſtice, or Juſtices of Peace, committed to the common Goale, there to remaine vntil the ſaid penalty or penalties be truely paid, for all which penalties, which ſo ſhall be leuied by the ſayd Conſtables or Churchwardens, they the ſayd Conſtables and Churchwardens ſhall bee accomptable to their Succeſſors, and other the Pariſhioners, in ſuch ſort as they vſually be in other Church reckonings, or accompts. And for all forfeytures to bee leuied, by reaſon of any neglect of the Conſtables or Churchwardens, thoſe ſhall be accomptable, who by force of any Warrant or Precept doe leuie the ſame, or vpon the inlargement of perſons committed, doe receiue the ſame.

And be it further enacted, that all other Lawes and Statutes touching Inne-keepers, Victuallers, and Alehouſekeepers, ſhall ſtill remaine in their former force, and be put in due execution. This Act to continue to the end of the firſt Seſſion of the next Parliament.

Prouided alwaies, and be it enacted by the Authority of this preſent Parliament, That the correction & puniſhment of ſuch as ſhall offend againſt this Act or any part thereof within either of the two Vniuerſities of this Realme, or the Precincts or Liberties of the ſame, ſhalbe done vpon the offendors, and Juſtice ſhalbe miniſtred in this behalfe, according to the intent and true meaning of this Law, by the Gouernors, Magiſtrates, Juſtices of the Peace, or other principall Officers of either of the ſame Vniuerſities, to whom in other caſes the adminiſtration of Juſtice, and correction and puniſhment of Offenders by the Lawes of this Realme and their ſeuerall Charters doeth belong or appertayne, and that no other within their Liberties for any matter concerning this Law contrary to their ſeuerall Charters, doe intermeddle. And that all Penalties and ſummes of money to be forfeited or loſt by force of this Act, within either of the Vniuerſities or the Liberties or Precincts of the ſame, ſhall be leuied by the Officers or Miniſters of either of the ſaid Vniuerſities, to be from time to time in that behalfe appoynted by the Vicechancellors thereof for the time being reſpectiuely, And that all Powers and Authorities either of impriſonment or otherwiſe, before giuen or appoynted by this Acte, ſhall by the Gouernours, Magiſtrates, and principall Officers aboueſayde of either of the ſayde Vniuerſities, be duely executed and done within either of the ſayde Vniuerſities and the Liberties and Precincts of the ſame, according to the true intent and meaning of this Acte.

An acte for the better execution of Iustice.

Chap. X.

Forasmuch as all exactions, extortions, and corruptions are odious & prohibited, in all well gouerned Common-weales, Bee it enacted, that no Person, to whom any order or cause shall bee committed or referred, by any of the Kings Iudges, or Courts at Westminster, or any other Court, shall directly or indirectly, or by any Arte, Sleight, Colour or deuice, haue, take, or receiue any money, Fee, Reward, Couenant, Obligation, Promise, Agreement, or any other thing, for his report or certificate by writing, or other wise, vpon paine of the forfeiture of one hundred pounds for euery such report or certificate, and to be depriued of his Office and place in the same Court: The one moyty of the said forfeitures to be to our Soueraigne Lord the King, his Heires and Successours, The other moytie to the party grieued which will Sue for the same, at any time during the sayde Suite, or within one yeere after the same cause discontinued, or decreed, and in his default of such Suite, to him or them, that will Sue for the same, by originall writ, Bill, Plaint or Information, in his Maiesties high Court of Starchamber, or in any his Maiesties Courts of Record at Westminster, in which Suite, by writ, Bill, Playnt, or Information, no wager of Lawe, Essoyne, Priuiledge, Superlideas, Protection, or any other delay, shalbe suffred or admitted. Prouided nevertheless, that it shall be lawfull for the Clearke, to take for his paynes for writing of euery such Report or Certificat, twelue pence, for the first side, and two pence for euery side after, and no more, vpon paine to forfeit ten shillings for euery penny taken ouer and aboue the sayd summe, to be had and recouered as aforesayd.

An acte to restraine all persons from Marriage, vntill their former Wiues, and former Husbands be dead.

Chap. XI.

Forasmuch as diuers euill disposed persons being married, runne out of one County into another, or into places where they are not knowen, and there become to be married, hauing another Husband or wife liuing, to the great dishonour of God, and vtter vndoing of diuers honest mens children and others, Be it therefore enacted by the Kings Maiestie with the consent of the Lords Spiritual and Temporall, and of the Commons in this present Parliament assembled, that if any person or persons with-

within his Maieſties dominions of England and Wales, being married, or which hereafter ſhall marry, do at any time after the end of the Seſſion of this preſent Parliament, marry any perſon or perſons, the former Huſband or Wife being aliue, that then euery ſuch offence ſhall be Felony, and the perſon and perſons ſo offending, ſhal ſuffer death as in caſes of Felony. And the party and parties ſo offending, ſhall receiue ſuch and the like Proceeding, Triall and execution in ſuch County, where ſuch perſon or perſons ſhall be apprehended, as if the offence had bene committed in ſuch County where ſuch perſon or perſons ſhal be taken or apprehended.

Prouided alwayes, that this Act nor any thing therein conteined, ſhall extend to any perſon or perſons whoſe Huſband or wife ſhall bee continually remayning beyond the Seas by the ſpace of ſeuen yeeres together, or whoſe Huſband or Wife ſhall abſent him or her ſelfe the one from the other, by the ſpace of ſeuen yeeres together in any parts within his Maieſties Dominions, the one of them not knowing the other to be liuing within that time.

Prouided alſo, and be it enacted by the authority aforeſaid, that this Act nor any thing herein contained, ſhall extend to any perſon or perſons that are or ſhall be at the time of ſuch marriage diuorced by any Sentence had, or hereafter to be had in the Eccleſiaſticall Court, or to any perſon or perſons where the former martiage hath bene or hereafter ſhall be by Sentence in the Eccleſiaſticall Court declared to bee voyd and of no effect: Nor to any perſon or perſons for or by reaſon of any former marriage had or made, or hereafter to bee had or made within age of conſent.

Prouided alſo that no Attainder for this offence made Felony by this Act, ſhall make or worke any corruption of blood, loſſe of Dower, or diſinheriſon of heire or heires.

¶ An Act againſt Coniuration, Witchcraft, and dealing with euill and wicked Spirits.

Chap. XII.

BEe it enacted by the King our Soueraigne Lord, the Lords Spirituall and Temporall, and the Commons in this preſent Parliament aſſembled, and by the authoritie of the ſame, That the Statute made in the fifth yeere of the Reigne of our late ſoueraigne Lady of moſt famous and happy memorie Queene Elizabeth, intituled, An Acte againſt Coniurations, Inchantments, and Witchcrafts, be from the Feaſt of S. Michael the Archangel next comming, for & concerning all offences to be committed after the ſame feaſt, vtterly repealed. And for the better reſtraining the ſaid offences, and more ſeuere puniſhing the ſame, Be it further enacted by the authoritie aforeſaid, That if any perſon or perſons, after the ſaid Feaſt of S. Michael the Archangel next comming, ſhall vſe, practiſe, or exerciſe any Inuocation, or

Coniuration, of any euil and wicked spirit, or shall consult, couenant with, entertaine, employ, feede, or reward any euil and wicked spirit, to, or for any intent or purpose, or take vp any dead man, woman, or childe, out of his, her, or their graue, or any other place, where the dead body resteth, or the skin, bone, or any other part of any dead person, to be imployed or vsed in any maner of witchcraft, sorcery, charme, or Inchantment, or shall vse, practise, or exercise any Witchcraft, Inchantment, Charme, or Sorcerie, whereby any person shalbe killed, destroied, wasted, consumed, pined, or lamed in his or her body, or any part thereof: That then euery such Offendor or Offendors, their Ayders, Abettors, and Counsellors, being of any the sayd offences duely and lawfully conuicted, and attainted, shal suffer paines of death, as a Felon or Felons, and shall lose the priuiledge and benefit of Clergie, and Sanctuary.

And further, to the intent that all maner of Practise, Vse, or exercise of Witchcraft, Enchantment, Charme, or sorcery, should be from henceforth vtterly auoyded, abolished, and taken away, Be it enacted by the authoritie of this present Parliament, That if any person or persons, shall from and after the sayd Feast of S. Michael the Archangel next comming, take vpon him or them by Witchcraft, Inchantment, Charme, or Sorcerie, to tell, or declare in what place any treasure of Golde, or Siluer, should, or might be found or had in the earth, or other secret places, or where goods or things lost or stollen should be found, or become, or to the intent to prouoke any person to vnlawfull loue, or whereby any Cattell or goods of any person shalbe destroied, wasted or impaired, or to hurt or destroy any person in his, or her body, although the same be not effected and done: That then all and euery such person or persons so offending, and being thereof lawfully conuicted, shall for the sayd offence suffer imprisonment by the space of one whole yeere, without baile or mainepryse, and once in euery quarter of the sayd yeere, shall in some Market Towne vpon the Market day, or at such time, as any Faire shal be kept, there stand openly vpon the Pillorie by the space of fiue houres, and there shall openly confesse his or her error and offence. And if any person or persons being once conuicted of the same offences, as is aforesayd, do eftsoones perpetrate and commit the like offence, That then euery such offendour being of any the sayd offences the second time lawfully and duely conuicted, and attainted, as is aforesayd, shal suffer paines of death as a Felon, or Felons, and shall loose the benefite and priuiledge of Clergie, and Sanctuary. Sauing to the wife of such person as shall offend in any thing contrary to this Act her title of Dower, & also to the heire, and succellour of euery such person, his or their titles of inheritance, succession and other rights, as though no such Attaindor of the Ancestor, or Predecessor had bene made. Prouided alwayes that if the Offendor in any the cases aforesayd, shall happen to bee a Peere of the Realme, then his triall therein to be had by his Peeres, as it is vsed in cases of Felony or Treason, and not otherwise.

¶ An

¶ An Act for new Executions to be ſued againſt any, which ſhall hereafter be deliuered out of Execution by priuiledge of Parliament, and for diſcharge of them, out of whoſe cuſtody ſuch perſons ſhalbe deliuered.

Chap. XIII.

FOraſmuch as heretofore doubt hath bene made, if any perſon being arreſted in Execution, and by Priuiledge of either of the houſes of Parliament ſet at liberty, Whether the party at whoſe ſuite ſuch Execution was purſued, be for euer after barred & diſabled to ſue forth a new Writ of Execution in that caſe: for the auoyding of all further doubt and trouble, which in like caſes may hereafter enſue, Be it enacted by the Kings moſt excellent Maieſty, by the Lords Spiritual and Temporall, and by the Commons in this Preſent Parliament aſſembled, That from henceforth the party, at or by whoſe ſuit ſuch Writ of Execution was purſued, his Executors or Adminiſtrators, after ſuch time as the Priuiledge of that Seſſion of Parliament, in which ſuch Priuiledge ſhalbe ſo granted ſhall ceaſe, may ſue forth and execute a new Writ or Writs of Execution, in ſuch maner and forme, as by the Law of this Realme he or they might haue done, if no ſuch former Execution had beene taken forth or ſerued, And that from henceforth no Shiriffe, Bayliffe, or other Officer, from whoſe Arreſt or cuſtody, any ſuch perſon ſo arreſted in Execution, ſhalbe deliuered by any ſuch Priuiledge, ſhall be charged or chargeable with or by any action whatſoeuer, for deliuering out of Execution any ſuch priuiledged perſon, ſo as is aforeſayde, by ſuch Priuiledge of Parliament ſet at liberty, Any Lawe, Cuſtome, or Priuiledge heretofore to the contrary notwithſtanding.

Prouided alwayes, that this Acte, or any thing therein conteyned, ſhall not extend to the diminiſhing of any puniſhment, to be hereafter by Cenſure in Parliament inflicted vpon any perſon, which hereafter ſhall make, or procure to be made any ſuch arreſt, as is aforeſaid.

¶ An Act for recouery of ſmall Debts, and relieuing of poore Debtors in London.

Chap. XIIII.

WHereas for reliefe of poore Debtors being Citizens, and Freemen of London, all Citizens and Freemen of the City of London, time out of minde, haue beene ſubiect to the Rule, Ordinance, and lawfull gouernment of the Lord Maior and Aldermen of the ſame Citie, and to ſuch lawfull and reaſonable Actes and Ordinances, as by the ſayd Lord Maior, Aldermen, and Common Councel of the ſame Citie, for the good Gouernment of

the same Citizens and Freemen, should from time to time bee made, ordeined and prouided, the same not being contrary, repugnant or derogatory to the Lawes and Statutes of this realme: And whereas it was amongst other things, enacted by Acte of Common Councell, within the Citie of London, the first day of Februarie, in the ninth yeere of our late Soueraigne Lord of famous memory, King Henrie the eight, That the Lord Maior and Aldermen of the same city for the time being, should monethly assigne and appoint two Aldermen, and foure ancient discreet Commoners, to be Commissioners, and sit in the Court of Requests, commonly called, the Court of Conscience, in the Guild Hall of the same Citie, there to heare, and determine all matters brought before them, betweene partie and partie, being Citizens and Freemen of London, in all Cases where the due Debt did not exceed the summe of fourty shillings, And this acte was to continue for two yeeres then next ensuing: In which two yeeres, the said acte was found to bee charitable and profitable for the releefe of such poore Debtors, Citizens and Freemen of London, as were not able to make present payment of their Debts, and restraint of many malicious persons being also Citizens and Freemen of London, from proceeding in their wilfull suites, As also for the ease and help of such poore persons, Citizens and Freemen of London, as haue debts owing them of small summes, and are not able to prosecute suites for the same elsewhere, as the same hath bene by diuers actes continued, and the number of Commoners Commissioners on this behalfe, increased to twelue: Now of late diuers people being Citizens and Freemen of London, and bound to obserue the lawfull and reasonable Ordinances of the same, repining at the authoritie of the same Court, not regarding the expences of any charges how great soeuer, so they may haue their desires vpon their poore Debtors, and animated thereto by diuers Attorneyes and Sollicitors of suits at the Common Law, for their owne priuate gaine, who to auoid the Jurisdiction of the said Court in London, doe daylie commence suites for such pettie causes against his Maiesties sayd poore Subiects, Citizens and Freemen of the Citie of London, in his Highnesse Courts at Westminster, or in some other Courts neere adioyning to the said Citie of London, to auoide the authoritie of the said Commissioners, that they shall not stay such suites, nor examine the sayd Causes, and so cause the poore Defendants being Citizens and Freemen of the City of London, many times to pay fiue times as much charges, as their principall Debt or Dammages doth amount vnto, to the vtter vndoing of such poore debtors, their wiues and children, and also to the filling of the prisons with poore so sued, where in the sayd Court the Plaintiffe may haue his debt with eight pence or twelue pence charges at the most: For remedie whereof, Be it enacted by authoritie of this present Parliament, That euery person and persons whatsoeuer being free of London, which now hath, or hereafter shall haue any Debt or Debts owing vnto him or them, not amounting to fourtie shillings,

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by any Debtor or Debtors inhabiting in London, or within the liberties thereof, shall or may cause such Debtor or Debtors to be warned or summoned by the Bedle or officer of the said Court of Requests for the time being, to appeare before the Commissioners of the sayd Court holden in the Guildhall of the sayd City, And that the Commissioners, or the greater part of them, shall from time to time set downe such Order or Orders, betweene such partie or parties Plaintiffe, and his or their such debtor or debtors Defendants, touching such debts, not exceeding the value of fourty shillings, in question before them, as they shall find to stand with equitie and good conscience, All such their Order or Orders to bee registred in a Booke, as they haue bene accustomed, and aswell the partie Plaintiffe as the debtor or Defendant, to obserue, performe and keepe the same in all points.

And be it further enacted by authoritie aforesayd, That if any such Defendants or Debtor, shall after warning giuen him, her or them by the sayd Officer of the sayd Court for the time being, refuse or neglect to make his appearance in the sayd Court of Requests before the Commissioners for the time being, at the time appoynted: Or if any partie plaintiffe or Defendant, shall not performe such order as the sayde Commissioners shall set downe, That then it shall bee lawfull for the said Officer of the said Court, or any of the Serieants at Mace within the sayd Citie, by order of the Commissioners of the sayd Court for the time being, or of the greater part of them, to commit such partie or parties to prison into one of the Counters of the sayd Citie, there to remaine, vntil he or they shall performe the order of the same Commissioners, or of the more part of them in that behalfe made.

And be it further enacted by Authoritie aforesaid, That if any person or persons whatsoeuer, being free of London & there inhabiting, shall hereafter for any Debt not amounting to fourtie Shillings, sue any person or persons whatsoeuer, being Citizen or Freemen of London, dwelling within the sayd Citie of London or the Liberties thereof, in any of the Kings Courts at Westminster, or elsewhere out of the sayd Citie, euery such Defendant shalbe free from paying to the plaintiffe the costs and charges due to him for the same Suite, And the same Plaintiffe shall pay so much ordinarie costes to the partie Defendant, as such Defendant shall iustly proue before the Commissioners in the sayd Court, or the greater part of them, it hath truely cost him in defence of the said Suit. And if such person or persons Plaintiffe, shall after warning giuen him or them, or to his or their Attourney or Attourneys in the sayd Suite, by the sayd Officer of the Court of Requests, refuse to appeare in the sayd Court before the sayd Commissioners, being thereunto warned by the Officer of the sayd Court, or to satisfie to the Defendant so much for his or their charges, as shalbe prooued before the sayd Commissioners, and by them assessed as aboue sayd: Or if the said Plaintiffe or Defendant shall not performe such Order, as the sayd Commissioners, or the more part of them, shall set downe for his or their Debts, or other controuersies not exceeding fourty Shillings,

That then it shall be lawfull for the sayd Officer of the said Court, or any other of the Serieants at Mace of the sayd Citie, by order of the said Commissioners or the greater part of them, to commit such party or parties to prison into one of the Counters of the said Citie, there to remaine, vntill he or they shall performe the order of the sayd Commissioners in that behalfe.

Prouided that this Acte nor any thing therein contained, shal extend to any Debt for any rent, vpon any Lease of lands or tenements, or other reall Contract, or to any other debt that shall arise by reason of any cause concerning Testaments or matrimonie, or any thing concerning or properly belonging to the Ecclesiasticall court, albeit the same shall be vnder fourty Shillings, Any thing before conteined to the contrary in any wise notwithstanding.

¶ An Act for the better reliefe of the Creditors against such as shall become Bankerupts.

Chap. XV.

FOr that fraudes and deceits as new diseases, daily increase amongst such as liue by buying and selling, to the hinderance of traffique and mutuall Commerce, and to the generall hurt of the Realm, by such as wickedly and wilfully become Bancherupts. And for that the description of a Bancherupt in former statutes is not so fully expressed, nor the power giuen thereby to the Commissioners for Bankerupts, so large as is meete, in such cases of deceipt, to preuent the deceiptful actions of Banckerupts: For remedy whereof, Be it therefore enacted by our Soueraigne Lord the King, and by the Lords Spirituall and Temporal, and Commons at this present Parliament assembled, and by the authoritie of the same, That all and euery such person and persons, vsing, or that shall vse the trade of Merchandize, by way of Bargaining, Exchange, Bartrie, Cheuisance, or otherwise in grosse, or by Retaile, or seeking his, her, or their Trade of liuing by Buying and Selling, and being a Subiect borne of this Realme, or any the Kings Dominions, or Denizen, who at any time sithence the first day of this present Parliament, or at any time hereafter shall depart the Realme, or beginne to keepe his or her house or houses, or otherwise to absent him or her selfe, or take Sanctuary, or suffer him or her selfe willingly to bee arrested for any debt, or other thing, not growen or due for money deliuered, wares solde, or any other iust or Lawfull cause, or good Consideration or purposes, or hath, or will suffer him or her selfe to bee Outlawed, or yeelde him or her selfe to prison, or willingly or fraudulently hath, or shal procure him or her selfe to be arrested, or his or her goods, money, or chattels to bee attached or sequestred, or depart from his or her dwelling

house

houſe, or make, or cauſe to be made any fraudulent grant or conueyance of his, her, or their lands, tenements, goods or chattels, to the intent, or whereby his, her, or their Creditors being Subiects borne as aforeſayd, ſhall or may be defeated, or delayed for the recouery of their iuſt & true debts, or being arreſted for debt, ſhall after his or her arreſt, lie in priſon ſixe Moneths or more, vpon that arreſt, or vpon any other arreſt, or detention in priſon for debt, and lie in priſon ſix moneths vpon ſuch arreſt or detention, ſhal be accompted and adiudged a Bankrupt to all intents and purpoſes.

And be it further enacted by the authority of this preſent Parliament, That the like Commiſſions, orders, benefits, & remedies which are, and be prouided & limitted by the ſayd former Act of Parliament, made in xiij. nuper Elizabethæ Reginæ, againſt any Bankrupt therein deſcribed, or for or concerning his, her, or their lands, tenements, hereditamẽts, fees, annuities, offices, goods, chattels, wares, merchandizes and debts, or any of them, ſhalbe had, purſued, taken and expounded againſt ſuch perſon and perſons that are herein expreſſed to be Bankrupts, his, her, and their lands, tenements, hereditaments, fees, annuities, offices, goods, chattels, wares, Merchandizes, and debts, in ſuch like maner and forme as the ſame ought or might haue bene, if the perſons herein deſcribed to be Bankrupts, had bene deſcribed to be Bankrupts, according to the intent of the ſayd former Statute. And that it ſhall be lawfull for any of the Creditors of the ſayd Bankrupt within foure Moneths after any ſuch Commiſſion ſhalbe ſued forth, and vntil diſtribution ſhalbe made by the ſayd Commiſſioners for the payment of the Bankrupts debt, as in ſuch caſe hath bene vſed, to partake and ioyne with the other Creditors, that ſhall ſue forth any ſuch Commiſſion, for ſatisfaction & payment of his, her, or their debts, to him or them owing, without any hinderance, let, or diſturbance of any of the ſame Commiſſioners, or of any of the Creditors of any ſuch Bankrupts, the ſame Creditors ſo comming in to contribute to the charges of the ſaid Commiſſion. And that if the Creditors come not in within foure Monethes, then the Commiſſioners to haue power to diſtribute.

Be it further enacted, That if any perſon which hereafter is or ſhal be a Bankrupt, by intent of this Statute, ſhall conuey, or procure, or cauſe to be conueyed to any of his children, or other perſon or perſons, any Mannours, Lands, Tenements, Hereditaments, Offices, Fees, Annuities, Leaſes, Goods, Chattels, or tranſferre his Debts into other mens names, except the ſame ſhalbe purchaſed, cõueyed, or tranſferred, for or vpon mariage of any of his or her children, both the parties maried, being of the yeeres of conſent, or ſome valuable conſideration, ſhalbe in the power and authority of the Commiſſioners on this behalfe to bee appoynted, or the more part of them, to bargaine, ſell, graunt, conuey, demiſe, or otherwiſe to diſpoſe therof, in as ample maner, as if the ſaid Bankrupt had bene actually ſeiſed or poſſeſſed therof, or the debts were in his owne name of the like eſtate or intereſt to

his

his or their own vse, at such time as he or she became Banckrupt, And that euery such grant, bargaine, sale, conueyance, and disposition of the sayd Commissioners, or of the greater part of them, shall be good and auayleable to al intents, constructions, and purposes in the Law against the offendor or offendors, his heires, executors, administrators and assignes, and such children and persons as shall be subiect to this Statute, and against all other person and persons clayming by, from, or vnder such offendor or offendors, or such sayd other persons, to whom such conueyance shalbe made by the sayd Banckrupt, or by his meanes or procurement. And for that the practises of Banckrupts of late are so secret and so subtile, as that they can very hardly be found out, or brought to light, And for that the former Statute giuing power to the Commissioners to examine others then the Banckrupts, hath not fully or sufficiently authorized them to examine the sayd Banckrupt vpon oath: For remedy whereof, Be it further enacted by the Authority of this present Parliament, That the sayd Commissioners may call before them, or the greater part of them, the sayd Banckrupt: and if vpon lawfull warning left or made in writing at three seuerall times at the dwelling place or house where the sayd Banckrupt, his wife or family, for the most part of his abode, did lodge or remayne, within one yeere next before he, she, or they became Banckrupt, the sayd Banckrupt shal not appeare before the said Commissioners, or the greater part of them, That then & from thencefoorth it shalbe lawful for the greater number of the said Commissioners, to appoynt to proclaime the said party a Banckrupt, at such publike place or places, where the sayd Commissioners, or the greater part of them shal think meet, warning him, her, or them to appeare before them vpon the said Commission, at some time appoynted. And that if vpon fiue seuerall Proclamations made in some publike place, the party offending appeare not before the sayd Commissioners, & yeeld his, her, or their bodies to them, or some of them, the sayd Commissioners, or the greater part of them shall or may award a Warrant to such fit person or persons, as they thinke meete, to apprehend the body and bodies of the sayd offendor and offendors, & to bring him, her, or them so offending before the sayde Commissioners, whersoeuer the said party or parties offending may be found, in place priuiledged or not, to be examined by the sayd Commissioners, or the greater part of them. And that it shall be lawful for the sayd Commissioners, or the greater part of them, to examine the sayd offendor or offendors, vpon such Interrogatories, touching the lands, tenemẽts, goods, chattels, debts, bils, bonds, bookes of accompt, and such other things, as may tend to disclose his, her, or their estate, or the secret graunts, conueyances and eloyning of his, her, or their lands, tenements, goods, money & debts, as they shall thinke meet, And that if therein the offendor or offendors shal refuse to be examined, or to answere fully to euery Interrogatory to him to be ministred by the sayd Commissioners, or the greater part of them, it shalbe lawfull for the sayd Commissioners, or the greater

part

part of them, to commit the sayd offendor or offendors to some strayt or close imprisonment, there to remaine vntill he, she, or they shall better conforme him or her selfe. And that if vpon his, her, or their examination it shall appeare, That he, shee, or they haue committed any wilfull or corrupt perjury, tending to the hurt or damnage of the Creditors of the sayd Bankerupt, to the value of ten pounds of lawfull money of England, or aboue, the party so offending, shall or may therof be indicted in any of the Kings Maiesties Courts of Record, & being lawfully connict thereof, shal stand vpon the Pillory in some publike place by the space of two houres, and haue one of his eares nailed to the Pillory, and cut off.

And whereas by the former Statute made in the said thirteenth yeere of the Reigne of the late Queene Elizabeth, the Commissioners for Bankrupts haue power giuen to them to send for such person or persons as the Creditor shall know, suppose, or suspect to haue, deteine or keepe any part of the Money, Goods, Chattels, or Debts of the said Offendor or Offendors, or to bee indebted to the said Offendor or Offendors, to bee examined by the said Commissioners, as by the same Statute appeareth, but haue not good meanes or remedie by Imprisonment or other Penaltie, to procure the person so sent for by them to appeare before them, nor hauing appeared before them, to make answere vpon his Oath to such Interrogatories as shall bee ministred vnto him by the said Commissioners, for and vpon the specialtie, certaintie, true declaration and knowledge of such Lands, Tenements, Hereditaments, Goods, Debts, or other things of any such offendor or offendors, as be, or shall be, or which shall be suspected to be in his custody, vse or possession, or in the custody, vse or possession of any other to his knowledge, and of all Debts owing to or for the benefit of such offendor or offendors, by himselfe or by any other to his knowledge, so as many times a great part of the Offendor or Offendors Lands, Tenements, Hereditaments, Goods, Chattels, or Debts, which by the true intent of the said Statute should bee employed to the satisfaction of the Creditors of the Offendor or Offendors, are concealed or deteined in the hands of such person and persons as refuse to come, or being come refuse to be sworne before the said Commissioners, to be examined in that behalfe, to the great encouragement of all Bankrupts and their wicked confederates and accessaries, and to the great hinderance of the iust remedies of the Creditors of the said Bankrupts for their true and iust Debts to them owing: For remedy whereof, be it further enacted by the Authoritie aforesaid, That if any person or persons being knowen, supposed, or suspected to haue or detaine any part of the Lands, Tenements or Hereditaments, Goods, Chattels or Debts of the said Bankrupt, or to bee indebted to or for the benefite of the sayd Bankrupt, shall after lawfull warning to the said person or persons giuen to come before the said Commissioners, or to the greater part of them, to bee examined according to the intent of the said Statute, refuse to come, or shall not come before the said Commissioners at the

time

time appointed, hauing no lawfull impediment, such as shalbe admitted & allowed of by the said Commissioners, or the more part of them, and which shall be then signified or made knowen to the said Commissioners at the time of their assembly, Or that any such person or persons hauing knowledge or warning of any other assembly or meeting of the said Commissioners againe, shall not come and appeare before them at such time as hee or shee lawfully may come, hauing no such lawfull impediment as shall bee then made knowen to the said Commissioners, and by them admitted and allowed of as aforesaid, Or being come before them, shall refuse to bee sworne and to make answere to such Interrogatories as shall be ministred vnto him or them, according to the true intent and meaning of the said Statute made in the said thirteenth yeere of the Reigne of our said late Soueraigne Lady Queene Elizabeth, or of this present Act, That then it shall be lawful for the said Commissioners, or for the greater part of them, to commit to such Ward and Prison, as to them or to the greater part of them shal be thought meete, all such person and persons as shall so refuse to bee sworne, and make answere to such Interrogatories as shall be so ministred as aforesaid, and also to direct their Warrants to such person or persons as to them or the greater part of them shal be thought meete, to apprehende and arrest such person or persons as shall refuse to come, or shall not come and appeare before them as aforesaid, and to bring him, her, or them before the said Commissioners, or the greater part of them to be examined as aboue said, and vpon his, her, or their refusall to come or to bee examined before the said Commissioners as aforesaid, to commit the said partie so refusing, to such prison as the said Commissioners or the greater part of them shall thinke meete, there to remaine without Baile or Mainprise, vntill such time as the said Person so refusing to come, or to be sworne to answere before the said Commissioners, shall submit him or her selfe to the said Commissioners, and bee by them examined, according to the true intent of the said Statute, and of this present Act.

Prouided alwayes, that such witnesses as shall so bee sent for, shall haue such costes and charges as the Commissioners in their discretions shall thinke fit: The same charges to be ratably borne by the Creditors of the said Bankrupt, according to the proportion of each of their seuerall Debts. And if any person or persons, other then the Bankrupt, either by subornation, vnlawfull procurement, sinister perswasion, or meanes of any others, or by his owne Act, consent or agreement, shall vnlawfully and corruptly commit any maner of wilfull Periury by his Deposition to be taken before the said Commissioners, or the greater part of them, as aforesaid, That then the party or parties so offending, and all and euery person and persons, that shall vnlawfully and corruptly procure any such vnlawfull, wilfull, and corrupt Periury, shall, or may therefore be indicted in any of the Kings Maiesties Courts of Record, and after his or their conuiction thereof, shall incurre such Forfeiture, and receiue and suffer such paines and

punish-

punishment, as are limitted by the Statute made concerning Periury, in the fift yeere of the Raigne of our saide late Soueraigne Lady Queene Elizabeth.

And be it further enacted, that all and euery summe and summes of money, which shall be forfeited by force of this present Act, shall be sued for, and recouered by the said Creditors onely, or any of them that will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of the Kings Maiesties Courts of Record, & the summe or summes of money so recouered, the charges of suite being deducted, shall be distributed and deuided towards the payment of the said Creditors of the Bankrupt.

And for that the power and authority giuen to the Commissioners of Bankrupts, touching the Debts due to the said Bankrupt, is not so full and perfect, as that the full benefit thereof in due course, might be employed to the vse of the said Creditors, as was intended: for remedy thereof, Bee it further enacted by the authority aforesayd, that the Commissioners of Bankrupts, or the greater part of them, shall haue power to graunt and assigne, or otherwise to order or dispose, all or any of the debts due, or to be due, to or for the benefit of the saide Bankrupt, by what person or persons soeuer, or in what maner and forme soeuer, to the vse of the Creditors of the said Bankrupt, according to the true intent of the saide former recited Statute of Bankrupts, And that the same Grant, Assignment, or disposition of the said Debts, in forme aforesaid to be made by the said Commissioners, or the greater part of them, shal so vest the propertie, right, and interest of the said Debt, and Debts, in the person or persons of him, her, or them, to whom it shall be granted, assigned, or ordered by the said Commissioners, or the greater part of them, as fully to all intents and purposes, as if the said Bill, Band, Bands, Statutes, Recognizances, Iudgement, or Contract, whereupon the said Debt or Debts, Deed or deeds shall arise or grow, had bene made, to or with, or for the said person or persons to whom the same shall be so granted, assigned or disposed, by the said Commissioners, and that after such Grant, Assignement, or disposition made of the said Debts, that neither the Bankrupt, nor any other to whō any such debt shalbe due, shal haue power to recouer the same, nor to make any release, or discharge thereof, neither shal the same be Attached, as the debt of the Bankrupt, or such said other person or persons, to whom the same shall be due, by any other person or persons, according to the Custome of the City of London, or otherwise, But that the party or parties to whom the same debts shalbe assigned, shall haue like remedy to recouer the same, as fully and lawfully in the name or names of the person or persons, to whom the same shall be so granted, assigned, or ordered by the said Commissioners, in all respects and purposes, as the party himselfe might haue had, Any Law, statute, vse, or custome to the contrary thereof in any wise notwithstanding.

Prouided alwaies, that no Debtor of the Bankrupt be hereby indangered, for the payment of his or her debt, truly and bona fide, to any

such Banckrupt, before such time as he shall vnderstand or know that he is become a Banckrupt.

Prouided also and be it further enacted, That such of the said Commissioners as shall put the said Commission in Execution, shall vpon a lawfull request to them made by the said Banckrupt, not onely make a true declaration to the said Banckrupts, of the employing and bestowing of his, her, or their said Lands, Tenements, and Hereditaments, Offices, Fees, Goods, Wares, Money, Chattels and Debts, which shall be payd and satisfied to their saide Creditors, as is in like case limitted or appointed by the said former Statute, made in the said thirteenth yeere of the sayd late Queenes Maiesties Raigne, but also make payment of the Ouerplus of the same, if any such shall be, to the said Bankrupts, their Executors, Administrators and Assignes, And that the said Banckrupts, after the full satisfaction of the saide Creditors, shall haue power and authoritie to recouer and receiue the residue and remainder of the debts to them owing, Any thing in this Act conteined to the contrary in any wise notwithstanding.

Be it further enacted, that if any Action of Trespasse, or other suit, shall happen hereafter to bee brought against any Commissioner authorized by the Statute, made in decimo tertio of our late Soueraigne Lady Queene Elizabeth, for Banckrupts, or any other person or persons, hauing authority by vertue or vnder the Commission, authorizing the said Commissioner for the doing or executing of any matter, by force of the sayd Statute, or this present Statute, That the defendant or defendants, in any such action or suite, may pleade Not guiltie, or otherwise iustifie that the acte or thing whereof the plaintife or plaintifes complained, was done by the authoritie of the said acte made in the thirteenth of Elizabeth, or in this present acte respectiuely, without expressing or rehearsall of any other matter of circumstance conteined in either of the said actes, and without enforcing him or them to shew forth their Commission authorizing the said acte, or thing, whereunto the plaintife shalbe admitted to reply, that the defendant did the said fact supposed in the declaration of his owne wrong, without any such cause alledged by the said defendant, whereupon the issue in such action, shalbe ioyned to bee tryed by verdict of twelue men, and vpon the triall of that issue, the whole matter to be giuen on both parties in euidence, according to the very trueth of the same, And if verdict vpon such issue shall passe for the defendant, the defendant to haue his costs.

Prouided alwayes, and be it further enacted, That after any Commission of Banckrupts hereafter sued forth, and dealt in by the Commissioners, the offender hapned to die, before the Commissioners shall distribute the goods, landes, and debts of the Offenders, or any of them, by force of the foresaid Statute, of the thirteenth yeere of the raigne of our late Soueraigne Lady Queene Elizabeth, and this Statute, or either of them, That then neuertheless, the said Commissioners

missioners shall and may in that case proceed in execution, in, and vpon the said Commission, for, and concerning the offenders goods, landes, tenements, hereditaments, and debts, in such sort as they might haue done, if the partie Offender were liuing.

¶An acte concerning Wherrymen and Watermen.

Chap. XVI.

FOrasmuch as it hath often happened that diuers and sundry people passing by water vpon the Riuer of Thames betweene Windsor & Graueseend, haue bene put in great hazard and danger of the losse of their liues and goods, and many times haue perished and bene drowned in the sayd Riuer through the vnskilfulnesse and want of knowledge or experience in the Wherrymen or watermen, that did transport or carrie them and their sayd goods from place to place vpon the sayd riuer in Wherries, Tiltboats, and Barges: And for that hitherto there hath not beene any sufficient prouision had and made for remedy herein: Bee it now enacted and established by the Kings most Excellent Maiestie, the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled, and by the authoritie of the same, That from henceforth no Wherryman or Waterman that now is, or that hereafter shalbe, and shall rowe vpon the sayd riuer of Thames, and shal transport or carry any passengers or goods in any Wherries, Tiltboats or Barges, (other then Westerne Barges, Wilboates, and all other vessels ordinarily seruing for other vses then the carrying of passengers) shall retaine or take any seruant or apprentice to serue him as a Waterman vpon the said riuer, vnlesse the sayd Wherryman or Waterman that so shall retaine, take, or haue any such seruant, shall haue bene an apprentice to a Wherryman or Waterman by the space of fiue yeeres before such retayning. And further that no Wherryman or Waterman that now is, or that hereafter shall be vpon the sayd Riuer of Thames, shall retaine, haue, keepe, or take any person or persons to serue him to rowe vpon the said Riuer as his Apprentice, vnlesse the sayd person so to be retayned, or to become an apprentice, shall then be of the age of eighteene yeeres at the least, and shall be retained and bound to his Master to serue vpon the sayd Riuer, for and during the terme of seauen yeeres at the least, vpon paine that euery person or persons doing the contrary, shall from time to time for euery such offence, forfeite the summe of ten pounds of lawfull English money, the one halfe whereof shall be vnto our sayd Soueraigne Lord the King, his heires and successors, and the other halfe vnto any person or persons that will sue for the same in any of the Courts of Record of our said Soueraigne

Lord the King, his heires or succeſſors, by action of debt, ſuite, bill, plaint, or information, in which no wager of Law, eſſoyne, protection or other delay ſhall be admitted or allowed.

Prouided alwayes, That this Acte nor any thing therein conteyned, ſhall extend to the ſonne or ſonnes, which now are, or hereafter ſhalbe, of any Wherryman or Waterman abouesayd (being of the age of ſixteene yeeres at the leaſt, and of conuenient growth and ſtrength) that formerly hath bene, or that hereafter ſhalbe trained and brought vp in rowing, or haue or hath accuſtomed to row vpon the ſaid riuer, and there haue vſed or ſhall vſe to tranſport or carry Paſſengers from place to place, But that all and euery ſuch ſonne or ſonnes ſhall and may from time to time from henceforth be admitted and allowed to ſerue, and may ſerue vpon the ſaid Riuer, and there tranſport or carrie Paſſengers from place to place as an apprentiſe, as heretofore they haue done, Any thing in this Acte contained to the contrary in any wiſe notwithſtanding.

And be it further enacted and eſtabliſhed by the authority aforeſaid, that the eight Ouerſeers or Rulers of the Societie or Company of Wherrymen, or Watermen that now are, and that from time to time hereafter ſhalbe, from henceforth twiſe in euery yeere, that is to ſay, vpon the firſt day of September, and vpon the firſt day of March, ſhall openly read and publiſh, or cauſe openly to be read and publiſhed in the Hall or place of their common aſſembly, where they vſually either haue, or hereafter ſhall appoint to aſſemble and meet together, all and euery the Conſtitutions and Orders already made by them, or that at any time hereafter ſhalbe made by the ouerſeers and rulers for the good or better ordering or gouernement of the ſayd Wherrymen or Watermen, vpon paine that euery of them ſhall from time to time for euery ſuch offence, forfeit to our ſayd Soueraigne Lord the King, his heires and ſucceſſors the ſumme of ſixe pounds thirteene ſhillings and foure pence, of lawfull Engliſh money, The one halfe whereof ſhalbe to our Soueraigne Lord the King, his heires and ſucceſſors, and the other halfe thereof vnto any perſon or perſons that will ſue for the ſame in any of the Kings Courts of Record, by action of debt, ſuit, bill, plaint, or information: wherein no wager of Law, eſſoine or other delay ſhalbe admitted or allowed.

¶An

¶ An Act for the better execution of former Lawes, touching the making of Hats and Felts, and for the more restraint of vnskilful and deceiueable workmanship therin vsed, to the wrong of all sorts of the people of this Realme.

Chap. XVII.

WHereas in the Parliament by Prorogation holden at Westminster, the last day of September, in the eight yeere of the Raigne of the late Queene Elizabeth, Queene of England, there was made one Statute intituled, An Act for the true making of Hats and Caps, by one branch whereof, it was enacted, That no person or persons by him or her selfe, or any other, should after the feast of the Natiuitie of S. Iohn Baptist then next comming, make, or worke any Felt or Hat, of, or with any forraine Wooll or stuffe, vnlesse such person should first haue bene Apprentize or Couenant seruant, to such Mysterie of Hatte and Felt making, by the space of Seuen yeeres at the least, vpon paine to forfeit all such Hats or Felts, as he should make or cause to be made, while he worketh contrary to the forme of the said Acte, and fiue pounds in money for euery Moneth, that hee should so continue, as by the sayd Acte (among diuers other things therein contained) more plainely may appeare: Forasmuch as by the said Acte, no part of the forfeitures or penalties for such as set vp, and do exercise the said Art of Hat and Feltmaking, and haue not beene Apprentice or couenant seruant thereunto, by the space of Seuen yeeres, nor no penaltie nor forfeiture at al, for taking of Apprentizes or couenant seruants contrary to the Tenour of the said Acte, is giuen or appoynted to any common person that would sue for the same, The execution of the said Act hath beene wholly neglected, and the same in these two branches haue bene likewise transgressed, and diuers persons that neuer were Apprentices to the sayd Art, and some that haue serued but onely some few yeeres therein, haue taken vpon them to set vp, and exercise the same Art, and retaine great numbers of Apprentises, who dayly go away from their masters, and before their tearmes be ended, and being vnskilfull, do make and put to sale great quantities of Hats and Felts very falsly and deceitfully made and wrought, to the great damage of his Maiesties most louing Subiects.

For reformation whereof, Bee it enacted by the Kings most Excellent Maiestie, the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled, and by the authoritie of the same, that from and after fortie dayes next ensuing the end of this present Session of Parliament, the moyty, or one halfe part of all and euery the forfeitures, and penalties contained in the same former Act, that shall arise or grow due, after the end of the sayd fortie dayes next ensuing the end of this Session of Parliament, and also the moytie,

or one halfe part of all and euery the forfeitures and penalties hereafter limitted and appointed, in and by this present Acte, shall be to our Soueraigne Lord the Kings Maiestie, his heires and successors, and the other moitie, or halfe part thereof, to such person or persons as will sue for the same, by action of debt, bill, plaint, or information, to be commenced, or brought, or prosecuted in any court of Record, wherin no essoine, protection, or wager of Law shalbe admitted or allowed for the defendant.

And be it further enacted by the authoritie aforesaid, That no person or persons, from and after the said forty dayes, shall make or cause to be made, any Felt or Hat, of, or with any wooll or stuffe whatsoeuer, vnlesse he, or they shal haue first serued as Apprentices in the foresaid Trade or Art of Felt-making, during the space of seuen yeeres at the least, Neither shall they retaine and set to worke in the said Arte, any other person or persons, then Journey-men, that haue lawfully serued in that Art, and apprentices lawfully bound in the said Trade or Art, Nor aboue the number of two Apprentices at one time, nor those for any lesse terme then Seuen yeres, Vpon paine to forfeit fiue pounds for euery Moneth, that he shall continue offending contrary to the true meaning of this Act, to be recouered to the vses, and in maner aforesaid.

And be it further enacted by the authority aforesayd, That no person or persons, from & after the said fortie dayes, shall retaine or set on worke in the said Arte of Hat or Felt-making, any person or persons borne out of his Maiesties realmes & dominions of England, Scotland, and Ireland, vpon paine to forfeit v. l. for euery Moneth, wherin such person or persons shall so offend contrary to the meaning of this act, and to be recouered to the vses, & in maner & forme aforesaid.

Prouided alwayes, that nothing in this acte, or in the said former acte conteined, shall extend to charge any person or persons, lawfully exercising the said Art, with any paine or forfeiture, for setting or vsing his or their owne naturall sonne or Sonnes, to the making or working of Hats or Felts, in his or their owne house or houses, so as euery such sonne or sonnes, bee bound by Indenture of Apprentisehood, for the terme of seuen yeeres at the least, which tearme shall not be to expire, before he shall be of the full age of two and twenty yeeres (any thing aboue said to the contrary notwithstanding.)

Prouided alwayes, and bee it enacted by the authoritie aforesaide, That euery Felt-maker that now is, and by the space of one yeere last past before the beginning of this present Parliament, was a maker or worker of Felts, and being an houshoulder, and all such as now are apprentises, couenant seruant, or Journeyman, in the same Arte or mysterie of Felt-making, so as the same apprentice serue the residue of seuen yeres at the least, shall, or may during such persons naturall life, continue making of Hats and Felts, albeit the same person were not bound Apprentice to the same Art, for the space of seuen yeeres, Any thing in this Act or elsewhere to the contrary notwithstanding.

¶ An

An Acte for auoyding of deceit in selling, buying, or spending corrupt and vnwholesome Hoppes.

Chap. XVIII.

FOr so much as of late great frauds and deceits are generally practised and vsed by Forreiners Marchants strangers and others in forreyne parts beyond the Seas, in the false packing of all forreyne Hoppes brought into this realme of England from forreyne parts by way of Merchandize, here to bee vttered and sold with leaues, stalkes, powder, sand, straw, and with loggets of wood, drosse, and other soyle in very many sacks of Hops, for increase of the waight thereof, selling the same together for so much money as the Hops are sold for, to the inriching of themselues by deceit: By meanes of which false packing of forreine Hops, the Subiects of this Realme haue beene of late yeeres abused and deceiued vnto the value of twenty thousand pounds yerely at the least, besides the daunger of the Subiects healthes, for that in many sacks of forreine Hops there is not found scarce one third part to bee good and cleane Hops, the rest being drosse and soyle:

For reformation whereof, Be it therefore enacted by our Soueraigne Lord the King, and by the Lords Spirituall and Temporall, and Commons in this present Parliament assembled, and by the authority of the same, That if any Forreiner, Stranger, native English man, Denizen, Merchant, or any other person or persons whatsoeuer, Doe at any time or times from or after the feast of S. Michael the Archangel next comming after the end of this present Session of Parliament, bring or cause to be brought into this Realme of England, out from any other forreine Realme or Dominions from beyond the Seas, any Hops being deceitfully or corruptly vncleane, corrupt, or mixt with any powder, dust, drosse, sand, or any other soyle whatsoeuer, that euery person so offending therein contrary to this Acte, shal forfeit the same Hops so brought into this Realme.

And for the better auoyding of the danger of Sicknesse by vsing of the false packed vncleane and corrupt Hops, Be it therefore further enacted by the Authority aforesayd, That if any Brewer of Beere or Ale, or any other person which shall buy the same Hoppes so brought from beyond the Seas, or growing within this Realme, and shall imploy and spend the same about the making, or brewing of Beere or Ale to be sold, being vncleane, corrupt, or mixt with any powder, dust, drosse, sand, or any other soyle whatsoeuer, Euery person so offending therein, contrary to the intent of this Acte, shall in like sort forfeit for the same offence, the value of those Hops so bought, imployed or spent in brewing, The one moyty of all which forfeitures shall be to our

Soue-

Soueraigne Lord the King, his Heires and Succeſſors, the other moity thereof to him or them that will ſeize the ſame, or ſue for the ſame by Bill, Plaint, Information, or Action of debt in any of the Kings Courts of Record: In which no Eſſoine, Protection, or Wager of Law ſhalbe allowed, &c.

This Acte to continue to the end of the firſt Seſſion of the next Parliament.

¶ An acte for the Well Garbling of Spices.

Chap. XIX.

WHereas heretofore great deceits and abuſes haue bene committed in vttering, ſelling, and putting to ſale of ſundry ſorts of vncleane, corrupt and mingled Spices, Drugges, Wares, and other merchandizes garbleable, to the ieopardie of his Maieſties Perſon, and of his Subiects vſing the ſame in their meats, drinks, and other needfull occaſions, and to the great deceit, loſſe, and hinderance of ſuch of his Maieſties Subiects as ſhall buy the ſame: For remedie whereof, bee it ordeined and enacted by the Kings moſt Excellent Maieſtie, the Lords Spirituall and Temporall, and the Commons in this preſent Parliament aſſembled, and by the authoritie of the ſame, that from and after the laſt day of September next enſuing the end of this Seſſion of Parliament, all Spices, Wares, Drugges, and other Merchandizes Garbleable, That is to ſay, Pepper, Cloues, Mace, Nutmegs, Cynamon, Ginger, Long Pepper, Mozmeſeedes, Cominſeeds, Annyſeeds, Coliander-ſeeds, Bynny-pepper, Almonds Dates, Galles Gummes of all ſorts and kinds Garbleable, Sitkenard, Galingall, Turmericke, Setwel, Caſia fiſtula, Ginnie pepper, Senie, Barberies, Riſe, Erius, Stauiſaker, Calamus, Fennycricke, Caſſia, Lignum, Graines, Carroway ſeeds, and all other Spices, Drugges, Wares, and other Merchandizes that haue bene vſually garbled, or ought to be garbled, cleanſed, ſeuered, ſorted or diuided in the Citie of London, and the liberties thereof, ſhall for the Fees vſually allowed in that behalfe, be ſufficiently clenſed, ſeuered Garbled and diuided, and afterwards Sealed by the Garbler, thereunto appoynted for the time being, or by his ſufficient Deputy or Deputies, Seruant or Seruants, before that the ſame or any part thereof ſhall be ſold, vpon paine of forfeiture of all and euery ſuch Spices, Drugges, Wares, and other merchandizes, or the value thereof which ſhall be ſold.

And be it furthermore enacted by Authoritie aforeſayd, That if any the ſaid Spices, Drugs, Wares and other Merchandizes ſhal be mixed with any Garbles, matter or thing whatſoeuer, after ſuch time as the ſame ſhall bee firſt Garbled, ſeparated, or diuided by the Garbler thereunto appoynted, or by his ſufficient Deputie or Deputies, Seruant

uant or Seruants, and Sealed as aforesaid: That then the sayde Spices, Drugs, Wares and other Merchandizes, or the value thereof shall be wholly forfeited.

And bee it further enacted by the authoritie aforesaid, That for the better and more true executing of this Act, it shall and may be lawfull to and for the said Garbler of Spices, Drugges, and Merchandizes within the said Citie of London, and Liberties therof for the time being, and to and for his Deputie or Deputies, Assigne or Assignes by vertue of this Act, at all and euery time and times in the day time, to enter into any Shops, Warehouses, or Cellars within the said Citie or Liberties thereof, wherein any such Drugges, Spices, Wares or Merchandizes bought, or sold, or mixed contrary to the true meaning hereof, which haue beene accustomed to be Garbled, shall be, or shall be suspected to be, and there to view, see and search the same, And if he or they shall find any such Spices, Drugges, Wares or Merchandizes there vngarbled, which haue bene accustomed to bee garbled, Then, and so often it shalbe lawfull to and for the said Garbler, and his Deputie or Deputies, Assigne or Assignes, to garble, or to cause his or their Seruants to garble and make cleane the same, The one moitie of all forfeitures in this Act mentioned, to be to our said Soueraigne Lord the Kings Maiestie, his Heires and Successors, and the other moytie to him or them that will sue for the same by Action of Debt, Bill, Plaint, or Information to be prosecuted in any Court or Courts of Record within the Realme of England, In which suite no Essoine, Protection, Wager of Law, Writ of Priuiledge, or Iniunction shall be allowed.

Prouided alwayes, and bee it enacted by authoritie of this present Parliament, That if any Merchant, or any person or persons (other then Merchants, Alien, or made or to bee made Denizen) shall bring any Spices, Drugs, or other Merchandizes that be garbleable within this Realme, and shall not offer the same to sale, or sell the same within this Realme, But shall bona fide, and without fraud or couen, reserue or retaine the same vnsold to bee transported againe out of the Realme, and shall transport the same within eight moneths, to be accompted from his first landing or arriuall, with such Spices, Drugs, or other Merchandizes garbleable, by the prouision and intention of this Act: That for such Spices, Drugges, and Merchandizes so to be transported vngarbled, and not sold within this Realme, no Penalty mentioned in this Statute shall bee forfeited or incurred by any person or persons (other then Merchants, Alien, or Denizen as aforesaid.) Any thing heerein before contained to the contrarie in any wise notwithstanding.

¶ An

Anno primo

¶ An Act for redresse of certaine abuses and deceits vsed in Painting.

Chap. XX.

WHereas the art or Mysterie of Painters, is an ancient Art and Mysterie, & hath time out of mind beene an ancient Company & Fellowship within the Citie of London, and of late vpon due consideracions, the Freemen of the sayd Citie of that Faculties, Arte or Mysterie, (by Letters Patents vnder the great Seale of England, dated at Westminster the nineteenth day of July, in the three and twentieth yeere of the Reigne of Queene Elizabeth) were incorporate by the name of Master, wardens, and Communaltie of the Freemen of the Arte or Mystrie of Painters, commonly called Painters Steiners, within the Citie of London, and the Suburbs and Liberties of the same Citie: And furthermore, by the sayd Letters Patents it is prohibited, enioyned and commanded, That no person or persons, of whatsoeuer estate, degree, or condition they were, should vse, exercise or occupie the sayde Arte or Mysterie of Painters, commonly called Painters Steiners, or any Worke or Workes, Colour or Colours, Painting or Paintings in the said Arte or Mysterie occupied, vnlesse such person or persons before that time, had beene brought vp and instructed, or should from that time forwards, bee brought vp and instructed by or with some one person of the sayd Arte or Mysterie, as an Apprentise, by the space of seuen yeres at the least:

And whereas for the auoyding of deceite to be vsed in the sayd Arte or Mysterie of Painting, the said late Queene by the foresaid letters Patents, did grant vnto the said Master and Wardens, and to their successours, That they should haue full power and authoritie for euer, to make, or cause to bee made, due search of all & singular the Workes, Colours, Paintings, and other things whatsoeuer, to the said Arte or Mysterie of Painting in any wise appertaining, or touching or concerning the same, as well vpon the Freemen of the said Mysterie, as vpon any person or persons whatsoeuer, selling, making, or working the same within the Citie of London, or the Liberties or Suburbs of the same, And the sayd Workes, Colours & Paintings whatsoeuer, so deceitfully made, to seize and take away, and the offendors therein to punish and correct, as by the same Letters Pattents more at large it doeth and may appeare:

And whereas the Plaisterers within the Citie of London, of olde time vsing nothing but Lathing, Dawbing, Plaistering & Lyming, did, and yet doe procure thereby for themselues and their families, a conuenient liuing & maintenance: Yet not satisfied with that reasonable liuing, that they doe make of their said proper Faculties and Trades, wherewith and wherein they haue beene brought vp as Apprentizes,

prentizes, Haue now of late vsed and practized the Arte and Mysterie of Painters Steiners, as well with Oyle colours as Size colours, And that since the making of the said Letters Patents, more vsually then in former times they haue vsed or did: Whereby not onely many of the said Arte and Mysterie of Painters, who haue well and honestly as Apprentizes to the same, serued for the space of seuen yeeres and vpwards, and by their labours and industries, haue attained to the full and perfect skill and knowledge thereof, are not onely disabled to get any competent liuing thereby, for the releife of themselues, their poore wiues and children, But also for that the said Playsterers not hauing beene trained vp in the said Arte or Mystery of Painting, neither can or do make any such good Worke, or such sure and perfect Colours, as others haue bene trained vp in the same Trade, and Apprentizes thereunto, And yet vtter the same for good and perfect Colours, and being no Freemen of the said Company of Painters Steiners, escape therefore vnpunished, to the great abuse and deceit of his Maiesties most louing Subiects, and whereby the said Arte or Mysterie of Painting is likely in such sort in short time to decay, as that there will not bee sufficient Workemen of Skill in and about the sayde Citie, to serue in the sayde Arte his Maiestie, or any other his Maiesties Subiectes:

For remedy whereof, Be it enacted by the authority of this present Parliament, That from and after the xxiv. day of September, which shall bein the yere of our Lord God, one thousand fiue hundred and sixtie comming after the end of this present Session of Parliament, No manner of person or persons, being, or pretending to be a Plaisterer, or hereafter to become, or to be a Plaisterer, or being, or which shall be a seruant, or set on worke by any Plaisterer, shall vse, exercise, or set vp the Arte, Mysterie or Manuel occupation of a Paynter, commonly called a Paynter Steiner, or any part thereof, in the City of London, or the Liberties, or Suburbs of the same, Or shall within the places aforesayd make any manner of worke or works, or lay any maner of Colour or Colours, Paynting or Paintings whatsoeuer, in the said Arte or Mystery of Painters Steiners aforesaid, at any time heretofore occupied or vsed, vnlesse he or they be, or shalbe the Seruant or Seruants, Apprentice or Apprentices of a Painter, otherwise called a Painter Steiner, or haue serued, or shall serue as an Apprentice, or as Apprentices, by the space of seuen yeeres (at the least) to a Painter, otherwise called a Painter Steiner: Upon paine that euery such person or persons, as shall hereafter doe, or offend contrary to the true intent and meaning of this present Act, shall forfeit for euery time that he or they shall so doe, or offend, the summe of fiue pounds of lawfull money of England. The one moytie of all which forfeitures shall be to the Kings Maiestie, his Heires and Successors, And the other moytie to him or them that will sue for the same in any of the Kings Maiesties Courts of Record by Action of Debt, Bill, Plaint, or Information: In which sayd Suit no Essoyne, Protection, or

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wager of Law shal be admitted or allowed for the said Defendant, Any Law, vsage, or custome heretofore had or vsed to the contrary thereof, in any wise notwithstanding.

Prouided neuertheless, That it shall and may be lawfull to and for any of the Company of Playsterers, or their Seruants or Apprentices, to lay and vse Whiting, Blacking, Red Lead, Red Okar, Yellow Okar, and Russet mingled with Size onely, and not with oyle, This present Acte, or any thing therein conteined to the contrary notwithstanding.

Prouided also, That no Painter, or Painters seruant or apprentise shal haue, or take aboue xvi. d. by the day, for laying of any Flat colour whatsoeuer, mingled or mixed with Oyle or Size, vpon any Timber, Stone, Iron, or Lead.

An Acte against Brokers.

Chap. XXI.

FOrasmuch as of long and ancient time by diuers hundred yeeres, there hath bene vsed within the Citie of London and Liberties thereof, certaine Freemen of the city to be selected out of the Companies and Mysteries whereof they are free and members, and the same persons, to be presented at least by sixe approued and knowen honest persons of the same Mystery, to the Lord Maior of London for the time being, and to the Aldermen his brethren, to be recommended by such presentors to bee persons for their knowen approued honestie, integrity, and faithfulnesse, persons meete for to bee Broker or Brokers, and vpon such relation made to the Maior and Aldermen, and partly by their own knowledge and diligent inquiries made of the sayde persons, and of their honest fame, report, fidelitie, and skill, haue bene thereupon admitted, allowed, and approoued by the Lord Maior of the City, and Aldermen in the Court of Aldermen, to be Brokers within the said City, and liberties of the same, and haue taken their corporall oathes, before the sayd Maior and Aldermen, from time to time, as they were so presented and admitted, to vse, and demeane themselues vprightly, and faythfully betweene Merchant English, and Merchant Strangers, and Tradesmen, in the contriuing, making, and concluding Bargaines and Contracts, to be made betweene them concerning their Wares and Merchandizes, to be bought and solde, and contracted for, within the Citie of London, and moneys to be taken vp by exchange betweene such Merchant, and Merchants, and Tradesmen, and these kinde of persons so presented, allowed, and sworne to be Brokers aforesayd, haue had and borne the name of Brokers, and bene knowen, called, and

and taken for Brokers, and dealing in Brokerage, or Brokery, who neuer of any auncient time vsed to buy and sell garments, houshold stuffe, or to take pawnes, and bilies of sale of garments, & apparell, and all things that come to hand for money, laid out & lent vpon Vsury, or to keepe open shops, and to make open shewes, & an open trade, as now of late yeeres, hath, and is vsed by a number of Citizens, assuming vnto themselues the name of Brokers, and Brokerage, as though the same were an honest, and a lawfull Trade, Mysterie, or Occupation, tearming and naming themselues Brokers, whereas in trueth they are not, abusing the true and honest ancient name and trade of Broker or Brokerage:

And forasmuch as many Citizens Freemen of the Citie, being men of Manual occupation, and Handicraftesmen, and others inhabiting and remaining nere the Citie, and Suburbs of the same haue left, and giuen ouer, and dayly do leaue and giue ouer their Handy and Manuall occupations, and haue and dayly doe set vp a trade of Buying and selling, and taking to Pawne of all kind of worne Apparell, whether it be olde, or little the worse for wearing, houshold stuffe, and goods of what kind soeuer the same be of, finding thereby, that the same is a more idle, and easier kind of Trade of liuing, and that there riseth and groweth to them a more ready, more great, more profitable, and speedier aduantage and gaine, then by their former manuall labours, and Trades did or could bring them:

And forasmuch as the said kind of counterfeit Brokers, and Pawne takers vpon vsury, or otherwise for ready mony, are growen of late to many hundreds within the City of London, and other places next adioyning to the City and Liberties of the same, and are like to encrease to farre greater multitudes, being Fripperers and no Brokers, nor exercising of any honest and lawfull trade, and within the memorie of many yet liuing, such kinde, of persons tradesmen, were very few, and of small number:

And forasmuch as there are not any garments, apparell, Houshold stuffe, or other goods, of any kind whatsoeuer the same be of, either being stollen, or robbed from any, or badly or vnlawfully purloyned or come by, but these kind of vpstart Brokers, vnder colour and pretence they be Freemen of the sayd Citie of London, or inhabiting in Westminster, where they pretend to haue the like ouert Market, as the Citie of London, and thereby presuming to be lawful for them to vse and set vp the same idle and needlesse Trades, being the very meanes to vphold, maintaine, and imbolden, all kind of bad and lewd persons, to rob and steale, and vnlawfully to get, and come by true mens goods, knowing, and finding that no sooner the same goods can bee stollen or vnlawfully come by, but that they shall, and may presently vtter, vent, sell, and pawne the same to such kind of new vpstart Brokers for ready money: For remedie whereof, and for the auoyding of the sayd mischiefes, and inconueniences, and for repressing and abolishing of the sayd idle and needlesse Trades, and vpstart Brokers, and for the a-

noyding of Theftes, Robberies, and felonies, and bad people, and for the repelling of such kind of nourishers and aiders of theeues, and bad people, and for the defence of honest and true mens properties, and interests in their goods:

Bee it enacted, and declared by our Soueraigne Lord the King, with the assent of the Lords Spirituall and Temporal, and Commons in this present Parliament assembled, and by the Authoritie of the same, that no Sale, Exchange, Pawne, or Morgage of any Jewell, Plate, Apparell, Houshold stuffe, or other goods of what kind, nature, or qualitie soeuer the same shall be of, and that shall be wrongfully, or vniustly purloined, taken, robbed, or stollen from any person or persons, or bodies politique, and which at any time hereafter shall be sold, vttered, deliuered, Exchanged, Pawned or done away within the City of London, or Liberties thereof, Or within the Citie of Westminster, in the Countie of Middlesex, or within Southwarke in the Countie of Surrey, Or within two miles of the said Citie of London, or any Broker or Brokers, or pawne takers, by any way or meanes whatsoeuer, directly or indirectly, shall worke, or make any change or alteration of the propertie or Interest, of, and from any person or persons, or bodie politique, from whom the same Jewels, Plate, Apparell, Houshold stuffe, or Goods were, or shall be wrongfully purloyned, taken, robbed, or stollē, Any law, vse, age or custome to the contrary notwithstanding. And for the better maintaining of true and honest dealing, and for the eschewing and auoiding of falshood, fraud, and deceite, in such kind of Brokers and Pawne takers:

Bee it furthermore enacted and established by the like authoritie, that if any person or persons, or bodies politique, from whom any iewels, plate, apparell, houshold stuffe, or any kind of goods whatsoeuer, shalbe wrongfully purloyned, taken, stollen, or robbed, shall require and demaund, of any such Broker, or Pawne taker, to declare whether any such goods, bee come to his or their possessions, and to declare, shew and manifest the same, and howe, and by what meanes he had them, or came by the same, and how, when, and to whome hee hath deliuered, conueyed, or bestowed, and employed the same: And that such Broker, vpon any such request and demand to be made, shall deny, and refuse to disclose, tell, or manifest the same truely and iustly, shall forfeit vnto the true Owner or Owners of such Jewels, Plate, Apparell, Houshold stuffe, and other Goods, from whome the same were wrongfully purloyned, taken, stollen, or robbed, double the value thereof that shall bee denied and refused to bee disclosed, tolde, and manifested, as aforesayd, The same double value to bee recouered by the true Owner, or Owners of such Goods, from whom the same were wrongfully purloyned, taken, robbed, or stollen, to bee recouered by Action of Debt, Bill, or Plaint, in any of the Kings Maiesties Courts of Record at Westminster, or within the Citie of London, In which no Essoyne, Wager of Law, or Protection shall be allowed.

Prouided

Prouided alwayes, that this Act, nor any thing therein contained, shall not be preiudiciall, or hurtfull to the ancient Trade of Brokers within the Citie of London, vsing, and exercising the ancient Trade of Brokers, betweene Merchant and Merchant, or other Traders or Occupiers, within the said Citie and the Liberties of the same, being selected as aforesaid.

An acte concerning Tanners, Curriers, Shoomakers, and other Artificers occupying the cutting of Leather.

Chap. XXII.

Whereas the Lawes and Statutes formerly established and made, for the true and iust Tanning, Currying, and working of Leather, haue not taken that good effect, which was expected, aswell for that diuers of the sayd Statutes did not sufficiently prouide for the redresse of those deceits, and abuses, which haue bene and are commonly practised by the Tanners, Curriers, and Workers of Leather, as for that other of the same Statutes, haue beene too sharpe and rigorous, tying and binding the persons occupying the seuerall Mysteries, or Trades aforesaid, to diuers inconueniences, and sundry matters and things impossible for them to performe: By reason of which too much strictnesse and rigour, the same Statutes haue not beene put in execution, but haue beene in effect wholly dispensed withall: To the intent therefore, that a reasonable and indifferent course, for the true and well Tanning, Currying, and working of Leather, may bee from henceforth established and appointed, and yet the persons vsing and occupying the seuerall Crafts and Mysteries aforesaid, may not bee further or more strictly bound, restrained, or limitted, then the necessary regard of the Common wealth, and generall commoditie of all sorts of Subiects within this Realme requireth:

Be it enacted by the Kings most excellent Maiestie, the Lordes Spirituall and Temporall, and Commons of this present Parliament assembled, and by the authoritie of the same, that from and after the Feast of Saint Bartholomew the Apostle next comming, no Butcher by himselfe, or by any other person, shall gash, slaughter, or cut any hide of any Oxe, Bull, Steere, or Cow, in flaying thereof, or otherwise, whereby the same shall be impayred or hurt, vpon paine of forfeiture for euery Hide so gashed, slaughtered, or cut, twentie pence: And that no Butcher shall water any Hide, except only in the moneths of June, July, and August, nor shall offer to put to sale any Hide, being putrified, or rotten, vpon paine of forfeiture for euerie

Hide so watered, and for euery Hide so putrified or rotten, and offered, or put to sale, three shillings and foure pence.

And be it further enacted by the authority aforesaid, That no Butcher, or other person or persons, after the Feast of S. Bartholomew next comming, shal kill any Calfe to sell, being vnder fiue weeks olde, vpon paine to forfeit for euery calfe so to be killed, and sold, six shillings and eight pence.

And be it further enacted by the authority aforesaid, That no person or persons, occupying the craft or mystery of a Butcher, shal after the Feast of S. Bartholomew the Apostle next comming, occupie or vse by himselfe, or any other person or persons, the feate, craft, or mysterie of a Tanner, during the time that he shal vse the craft or occupation of a butcher, vpon paine of forfeiture of sixe shillings eight pence, for euery day that hee shall so vse the Feate, Craft, or Mystery of a Tanner.

And bee it further enacted by the Authority aforesaid, That no person or persons shal from and after the Feast of Saint Bartholomew next comming, Tanne any Leather, or shall vse, take, or haue any profit, gayne, or commoditie, of or by the said Craft, or Mystery of tanning of Leather, except such person or persons, as had a Tanhouse at the beginning of this present Session of Parliament, and did then occupie the mysterie of Tanning of Leather, And except such as haue bene, or hereafter shalbe brought vp, instructed, or taught as Apprentices, or couenant or hyred seruantes for that purpose, by the space of seuen yeres in the mystery of tanning of Leather, And except the wife, and such sonne or sonnes of a Tanner, as hath bene brought vp, and hath vsed the Mystery of tanning of Leather, by the space of foure yeres, or the sonne or daughter of a Tanner, or such person, who shall marrie such wife or daughter, to whom he hath or shall leaue a Tanhouse, and Fats, vpon paine of forfeiture of all such leather, by him or them so tanned, or whereof he or they shall receiue any profit or commoditie by Tanning, or the iust value thereof.

And bee it further enacted by the Authoritie aforesayd, That no person or persons vsing the Mysterie of Tanning of Leather by himselfe, or by any other person or persons, from and after the sayd Feast of Saint Bartholomew, shall during that time, that hee shall vse the sayd Mysterie, occupie, or vse the Craft or Mysterie of a shoomaker, Curryer, Butcher, or of any other Artificer, vsing or exercising Cutting or worcking of Leather, vpon paine to forfeite and lose all and euery such Hide, and Hides, Skinne, and Skinnes so by them or any of them wrought, or Tanned, during the time that hee shall vse the Mysterie or Craft of Tanning aforesaid, or the iust value thereof.

And be it further enacted by the authoritie aforesayd, That no person or persons, after the Feast of S. Bartholomew next comming, shall bargain, buy, make any contract for, or bespeake any rough hide,

or

or Calues skinne in the haire, but onely such person or persons, as by vertue of this Acte, may lawfully vse the craft, or mysterie of tanning of Leather, and shall tanne the same, or such person or persons which will taw the same, (except salt Hides for the necessary vse of Ships) vpon payne to forfeit and lose all and euery such Hides and Skinnes so bought, or the iust value thereof, and that no Tanner, or other person or persons, shall Forestall any Hides comming towards any Faire or Market, nor shal buy any Hide any other where then in open Faire or Market, vnlesse it bee of such person or persons, as shall kill the same beast, whereof the sayd Hide shall be, for the prouision of his or their owne house or houses, vpon paine of Forfeiture for euery Hide so Forestalled, or bought contrary to the true meaning of this present Acte, fiue shillings eight pence.

And bee it further enacted by the authority aforesaid, That no person or persons shal or may after the Feast of the Natiuitie of our Lord God next comming, buy, sell, bargaine, bespeake, or take, promise to haue exchange, or put away any tanned Leather, not wrought, and conuerted into made Wares, but only such person and persons as wil and shall worke, and conuert the same Leather into made Wares, vpon paine of Forfeiture of the Leather so bought, sold, exchanged, or put away, or the value thereof.

Prouided alwayes, and bee it enacted by the authoritie aforesayd, That all and euery Artificer, and other person and persons vsing to conuert tanned Leather into made Wares, aswell Strangers borne, as other, may lawfully buy all kind of tanned Leather, to make or conuert the same into made Wares, at Leaden Hall in London vpon euery Munday, the same being first duely searched, sealed, and registred, as is hereafter limitted.

Prouided also, that the Sadlers and Girdlers may sel their necks, shreeds of tanned leather red, without incurring any paine or forfeiture for the same.

And be it further enacted by the Authority aforesayd, That after the sayd Feast of Saint Bartholomew next comming, No person or persons whatsoeuer, which shall after the sayd Feast occupy or vse by him or themselues, or by any other person or persons, the craft or Mystery of tanning of Leather, shall suffer any Hide or Skinne to lye in the Limes, till the same be onerlymed, Nor shall put any Hides or Skinnes into any Tanne fats, before the Lyme be wel and perfectly sokened and wrought out of them, and euery of them, Nor shall vse, imploy, occupy or put by themselues, or by any other person or persons, any thing or stuffe in or about the workemanship or tanning of Leather, but only Ashe barke, Oake barke, Tapwort, Wault, Weale, Lyme, Culuer doung, or Hen doung, Nor shall willingly suffer his or their Leather to be layd, or to hang, or to lye wet in any Frost, vntil the same be frozen: nor shal dry or parch the said leather with the heat of the fire, or of the Summer sunne: Nor shall tan, or cause to be tanned any Hide or Skin, being putrified or rotten by long lying, either

before the putting of it into the Lymes, or after in the Water or Liquor, or by any other meanes: Nor shall suffer the Hides for vtter sole Leather, to lie in the Woozes any lesse time then twelue Monethes at the least, Nor the Hides for vpper Leathers in the like Woozes, any lesse time then nine Monethes at the least: Nor shall negligently worke the Hides in the Woozes, but shall renew, and make strong their Woozes, as often as shall be requisite: Nor shall after the sayd Feast of Saint Bartholomew, put to sale any tanned Hide or Skinne, which shall be after the sayd Feast wrought & tanned in any other sort, then by this Statute is limited and appointed, vpon paine of forfeiture of euery Oxe Hide, Bull Hide, Steare Hide, Cow Hide, or Skinne tanned, or wrought, and offered to be put to Sale, contrary to the true meaning of this present Acte, or the iust value thereof.

And forasmuch as much Damage hath redounded to the Common-wealth, by reason that diuers Tanners for their priuate lucre, haue vsed to conuert to Sole Leather such Hides as are altogether insufficiente for that vse: which Hides they doe raise in workemanship by diuers mixtures, thereby making the same to seeme very strong & substantiall Leather, whereas the same doth in the wearing, proue hollow, deceitfull, & altogether vnprofitable for the Common-wealth:

Be it enacted by the authoritie aforesayd, That no person or persons vsing, or which hereafter shall vse the Crafte or Mysterie of tanning of Leather, shall after the sayd Feast of Saint Bartholomew next comming, raise with any mixtures any Hide, to be imployed and conuerted to Backes, Bend leather, Clowting leather, or any other Sole Leather, Except the same Hide be for largenesse, state & growth, fit and sufficient for that vse and purpose; the same to be tryed by the Tryers hereafter in this present Acte to bee appointed, vpon paine of forfeiture of all such Hides which shall be raised & conuerted to Sole Leather, contrary to the true meaning of this present prouision,

And bee it further enacted by the authoritie aforesayd, That from the sayd Feast of Saint Bartholomew next comming, No person or persons whatsoeuer, shall put, or cause to be put to Sale, Exchange, or otherwise depart with any kinde of tanned Leather redde and vnwrought, but in open Faire or Market, in the places therefore commonly accustomed, and therefore prepared, vnlesse the same Leather haue bene before lawfully searched and Sealed in some open Faire or Market, or other place lawfully appointed, to and for the Searching and Sealing of Leather, Nor shall after the said Feast, offer or put to Sale any tanned Leather redde and vnwrought, before the same be Searched and Sealed according to the Lawes & Order of this Statute hereafter mentioned, vpon paine of forfeiture for euery Hide or peece of Leather so Solde, Exchanged, or otherwise departed with, contrary to the true meaning of this Acte, fiue shillings eight pence, and for euery dozen of Calue-skins, or Sheep-skins, three s. iiij. d. and the Hide or Hides, Skinne or Skinnes, and Leather in any other wise Solde, Exchanged, or Bought, or the value thereof.

And

And be it further enacted by the Authoritie aforesayd, That if any person or persons, using, or which shall vse the Mysterie or Facultie of Tanning, shall at any time or times hereafter, offer or put to Sale, any kind of Leather which shall be insufficiently or not throughly Tanned, or which shall not then haue bene after the Tanning thereof, well, and thorowly dried, so that the same by the Triers of Leather lawfully appointed according to this present Acte, for the time being, shall be found to be insufficiently or not throughly Tanned, or not throughly Dryed as aforesaid. That then all & euery such person and persons so offending, shall forfeit & lose so much of his or their sayd Leather, as shall be found insufficiently, & not throughly Tanned, or not thorowly Dryed as aforesayde: That is to say, the whole Hide, Backe, or Skinne, or other piece of Leather, if the whole bee insufficiently or not thorowly tanned, or not thorowly dried: And if the whole Hide, backe, skin, or other piece of Leather be not sufficiently or not thorowly Tanned, or not thorowly dried, then only so much of the hide, backe, skin, or other piece of Leather as shall be insufficiently or not thorowly tanned, or not thorowly dryed, the same to be cut out by the ouersight, discretion and direction of the Triers, hereafter in this Acte to be appointed, vpon the Oathes of the sayd Triers.

And whereas diuers Tanners for greedinesse of gaine, doe ouermuch hasten the tanning of their Leather, and for that purpose doe vse diuers craftie and subtile practises, sometimes laying their Leather in their Fattes, set in their old Tanhils, where it may be tanned in the hote Woozes, taking vnkind heate in the same hill, and sometime by putting of hote Woozes into their Tanne Fattes, where the same Hides or Leather lie, by which, & other like fraudulent practises they make their Leather to seeme both faire, and well, and sufficiently tanned within a very short space:

For reformation whereof, Be it enacted by the authoritie aforesayd That after the sayd Feast of Saint Bartholomew next comming, no, person or persons shall set their Fattes in Tanhills, or other places, where the Woozes or Leather that shall be put to Tanne in the same, shall or may take any vnkinde heates, or shall put any Leather into any hote or warme Woozes, or shall Tanne any Hide, Calue-skinne, or Sheep-skin, with any hote or warme Woozes whatsoeuer, vpon paine that euery person so offending, shall forfeit for euery such offence, tenne pounds: And shall also for euery such offence stand vpon the Pillorie three seuerall Market dayes in the Market Townes next to the place where the said offence shall be committed.

And forasmuch as Barke is of late become very deere & scarce, which happeneth partly by reason that diuers persons doe ingrosse and buy great quantities thereof, & then do sell the same againe at excessiue & vnreasonable prises, & partly by the vnseasonable selling of Oake out of the barking time:

Be it enacted by the authoritie aforesaid, That no person or persons shall Regrate, Ingrosse, or get into their hands by buying, contracting,

ting, or promise taking, any Oaken barke before it be stripped, or after, to the intent to sell the same againe, vpon paine of forfeiture of all such Barke so by him or them Regrated, Ingrossed, or bought contrary to the true meaning of this present branch, or the full value thereof.

And be it further enacted by the authoritie aforesaid, That no person or persons shal from & after the said feast of S. Bartholomew next comming, fell, or cause to be felled any oaken trees meete to be barked, where Barke is worth two shillings a Cart Load, ouer and aboue the charges of Barking and pilling, (Timber to be imployed to and for the necessary and needfull building or reparations of Houses, Shippes, or Milles onely excepted) but betweene the first day of Aprill, and the last day of June, vpon paine of forfeiture of euery such Oaken tree so felled, or double the value thereof.

And for the better preseruation of Timber, which by the Takers of Timber is spoyled, through the greedy desire of gaine of the lops, tops, or barke of Timber trees: Be it therefore enacted by the authoritie aforesaid, that no Taker or Takers, Purueyor or Purueyors of timber, or his or their Deputie or Deputies, shall fell, or cause to be felled for the vse of the Kings Maiestie, his Heires or Successors, any Oaken timber tree or trees, meete to be barked, but in barking time (Trees to be felled for the needfull and necessary building or repairing of any his Maiesties Houses or Ships onely excepted) Or shall in any wise take or receiue any maner of profit, gaine, or commoditie by any Lops, Tops, or Barke of any trees, to be taken by them or any of them, Or shall in any wise take, carie away, giue, sell, or dispose from the owner any more of any Tree to be taken as is aforesaid, then only the timber of the same tree or trees to be vsed, and bestowed, or imployed only in, vpon or about the Kings Maiesties buildings, or ships, vpon paine of forfeiture to the partie grieued for euery Tree and for the Lops, Tops, or Barke of euery tree taken contrary to the meaning of this Article, fourty shillings: And that it shall be lawfull to the partie of whome such treee or Trees shalbe taken, or to any other for and in his name to take, retain, withhold, and keepe to himselfe all the barke, lop and top, of such Tree or Trees, Any Commission or other matter whatsoeuer notwithstanding.

And forasmuch as no Leather can be so well Tanned, but it may be marred in the Currying, Be it therefore enacted by the authority aforesayd, that from and after the feast of S. Michael the Archangel next comming, no person or persons shall Currie any kinde of Leather in the house of any Shoomaker, or other person, but onely in his owne house, situate in a Corporate or Market Towne, nor shall Currie any kinde of Leather, except it be well and perfectly Tanned, nor shal after the said feast of S. Bartholomew, Currie any Hide or Skinne, being not thorowly drie, after his wet season, In which wet season hee shall not vse any Stale, Urine, or any other deceitfull or subtill mixture, thing, way, or meanes, to Corrupt or hurt the same. Nor shall Currie any Leather meet for vtter Sole Leather, with any other stuffe,

ſtuffe, then with hard Tallow, nor of any leſſe of that then the Leather will receiue, nor ſhall Currie any kind of Leather meete for Ouer-leather, and Inner-ſoles, but with good and ſufficient ſtuffe, being freſh and not ſalt, and thorowly liquored till it can receiue no more, Nor ſhall burne or ſcald any Hide or Leather in the currying, Nor ſhall ſhaue any Leather too thinne, Nor ſhall gash or hurt any Leather in the ſhauing, or by any other meanes, But ſhall worke the ſame ſufficiently in all points and reſpects, vpon paine of forfeiture for euery ſuch Offence or Acts done contrary to the true meaning of this Article, (other then in gashing, or hurting in ſhauing) ſixe ſhillings eight pence, and the value of euery ſuch Skinne or Hide marred by his euill workmanſhip, and for euery offence to be done againſt this Article, in gashing or hurting by ſhauing, double ſo much to the partie grieued, as the Leather ſhall bee impaired thereby, by the iudgement of the Wardens of the Curriers, and the Warden of the Companie whereof the partie grieued ſhall be.

And be it further enacted, That no Cordwainer, Shoomaker, or other perſon or perſons, dwelling or inhabiting within the City of London or the Liberties of the ſame, or dwelling within three miles of the ſaid Citie, and occupying wet curried Leather in his Arte and Occupation, ſhall put or cauſe to bee put any Leather to bee curried, but to ſuch perſon or perſons, as bee or ſhall bee free of the Companie of the Curriers of the Citie of London, vpon paine of forfeiture of all ſuch curried Leather, or the value thereof.

And bee it further enacted, That no perſon or perſons ſhall by any meanes occupie, or put in any made wares within the Citie of London, or three miles of the ſame Citie, any curried Leather, before the ſame ſhall bee ſearched and allowed by the Wardens of the Curriers of London for the time being, or ſuch perſons as they ſhall thereto aſſigne, and be ſealed with a Seale therefore to be prepared, vpon paine that euery Shoomaker and other Artificer, cutter of Leather, offending againſt this Article, ſhall forfeit for euery Hide or Skinne otherwiſe curried or employed, as is aforeſaid, ſixe ſhillings eight pence, and the value of euery ſuch Hide or Skinne.

And bee it further enacted, That no perſon occupying the Feate or Myſterie of a Currier, ſhall vſe or exercile the Feate or Myſterie of a Tanner, Cordwainer, Shoomaker, Butcher, or other Artificer vſing cutting of Leather, during the time that he ſhall ſo vſe or occupie the Myſterie of a Currier, vpon paine of forfeiture of ſixe ſhillings & eight pence for euery Hide or Skinne that hee ſhall currie, during the time that he ſhall occupie or vſe any of the Myſteries aforeſaid, contrary to the meaning of this Article.

And further be it enacted, That no Currier or Curriers, ſhall after the ſaid Feaſt of Saint Bartholomew, refuſe to currie any Leather to him or them for that purpoſe brought, by any ſuch Artificer, as is or ſhall be a cutter of Leather, the ſame Artificer or his ſeruant, bringing with him or them good and ſufficient ſtuffe, as is before mentioned,

for

for the perfect liquoring of the same Leather, and that the said Leather in the presence of the said Artificers, cutters of Leather, his seruant or seruants (if he or they will be present) shall be liquored and curried in all things, and degrees perfectly, And if he or they will not bee present, it shall neuertheless be likewise liquored and curried in his or their absence, perfectly, with as conuenient speede as may be, not exceeding eight dayes in Summer, and sixteene dayes in the Winter, after hee shall or may take it in hand, vpon paine to forfeit to the partie grieued, for euery Hide and piece of Leather, not in this maner curried and well and speedily dressed, ten shillings.

And be it further enacted by the Authoritie aforesaid, that the wardens of the Curriers for the time being, or such persons as they shall alligne and appoint, shall from time to time, search and trie all such curried Leather, as shall bee brought to any of their Company to bee curried, and shall with a Seale therefore to bee prepared, with conuenient speed, not exceeding one day after the currying & request made, seale such Leather as they shall finde sufficiently curried, taking for euery hide so sealed, after the rate of a penie for the Dicker, and for euery sixe Dozen of Calue-skins, one peny, and not aboue, to be paide by the Currier, vpon paine of forfeiture for euery Hide, which shall not be searched and sealed as is aforesaid, sixe shillings and eight pence.

And forasmuch as Leather well tanned and curried, may by the negligence, deceit, or euill workmanship of the Cordwainer or Shoomaker, be vsed deceitfully to the hurt of the Occupier or Wearer thereof, Be it further enacted by the Authoritie aforesaid, That no person or persons, which after the said Feast of S. Bartholomew next comming, shall occupie the Mysterie or Occupation of a Cordwayner or Shoomaker, shal make, or cause to be made, any Boots, Shooes, Bulkins, Startups, Slippers, or Pantofles, or any part of them of English Leather, wette curried, (other then Deere-skinnes, Calue-skins, or Goate skinnes, made or dressed, or to bee made or dressed, like vnto Spanish Leather) but of Leather well and truely tanned, and curried, in manner and forme aforesaid, or of Leather well and truely tanned onely, and well and substantially sewed, with good threed, well twisted and made, and sufficiently waxed, with Waxe wel rosined, and the stitches hard drawen with Hand leathers, as hath beene accustomed, without mixing or mingling Ouerleathers, that is to say, part of the Ouerleather being of Neates leather, part of Calues leather, Nor shall put into any Shooes, Bootes, Bulkins, Startups, Slippers, or Pantofles, any Leather made of a Sheepe-skin, Bull-hide, or Horse-hide, nor into the vpper leather of any Shooes, Startups, Slippers or Pantofles, or into the nether part of any Bootes (the inner part of the Shooe only excepted) any part of any Hide from which the Sole leather is cut, called the Wombes, Necks, Shanke, Flanke, Powle, or Cheeke, nor shall put in the vtter Sole, any other Leather, then the best of the Oxe, or Steere hide, nor into the inner Sole, any other Leather then the Wombes, Necke, Poll, or Cheeke, or in the

Trelwels

Treſwels of the double ſoled Shooes, other then the Flanchs of any the Hides aforeſayd, nor ſhal make or put to ſale in any yere, betweene the laſt of September, and the twentieth of Aprill, any ſhooes, boots, Bulkins, Startups, Slippers, or Pantofles, meete for any perſon to weare, exceeding the age of foure yeeres, wherein ſhalbe any dry English Leather, other then Calue-ſkins, or Goat-ſkinnes, made or dreſſed, or to be made or dreſſed like vnto Spaniſh leather, or any part thereof; Nor ſhall ſhew to the intent to put to ſale, any ſhooes, bootes, bulkins, ſtartups, ſlippers, or pantofles vpon the Sunday, vpon paine of forfeiture for euery payre of ſhooes, bootes, bulkins, ſtartups, ſlippers, and pantofles, made, ſolde, ſhewed, or put to ſale, contrary to the true meaning of this Act, three ſhillings and foure pence, and the iuſt and full value of the ſame.

And bee it further enacted for the true execution of this Statute, That the Maſter and Wardens of the ſeuerall Myſteries of Cordwainers, Curriers, Girdlers, and Sadlers of the Citie of London for the time being, by what name or names ſoeuer they be incorporated or intituled, or the more part of the ſayd Maſter and Wardens of euery the ſaid ſeuerall Myſteries, vpon paine to forfeit fourty pound for euery yeere that they make default, the one halfe therof to be to the Kings Maiеſty, his heires and Succeſſours, & the other halfe to him or them that will ſue for the ſame, ſhall by vertue of this Act foure times in the yeere at the leaſt, That is to ſay, once euery quarter of the yeere, or oftner if need require as they ſhall thinke good, make true ſearch and view of and for all Bootes, Shooes, Bulkins, and other wares and things whatſoeuer made of tanned Leather, in all and euery houſe and houſes, place and places, Priuiledged or not Priuiledged, as well within the Citie of London and Suburbs thereof, as in euery other place within three miles of the ſame City, where any Shoomaker, Sadler, Girdler, Currier, or other Artificer vſing cutting, working, or dreſſing of Leather, doeth or ſhall dwell, or occupie any of the Occupations of cutting, working, or dreſſing of Leather, whether the ſame Boots, Shooes, Wares, ſtuffe and other things be made of tanned Leather, and be wrought according to the purport, effect, and true meaning of this Statute or not, And that ſhall and may be lawfull to and for the ſayd ſeuerall Maſters and Wardens of the ſayd ſeuerall Myſteries which ſhall be for the time being, to take, ſeize, and cary away to their ſeuerall common Halles, all ſuch bootes, ſhooes, wares, ſtuffe, or other things which the ſaid ſeuerall Maſters and Wardens ſhall find in their ſeuerall ſearches inſufficiently made, curried or wrought.

Prouided alwayes, that none of the ſaide ſeuerall Maſters and Wardens of the ſayd ſeuerall Companies of Cordwayners, Curriers, Girdlers, or Sadlers, ſhall ſearch any perſon or perſons, but ſuch as vſe and exerciſe the Myſterie or Occupation of the ſayd Maſter and Wardens, And that the Coachmakers dwelling within the Citie of London, or three miles from the ſame, ſhall be vnder the Scrutiny and

Search

Search of the Master and Wardens of the Company of the Sadlers in London.

And be it further enacted, That the sayd Maior of the City of London and the Aldermen for the time being, vpon like pain of xl. pounds, likewise to be leuied & employed, shal likewise yerely appoynt eight of the most substantial, honest, and expert persons being freemen of some of the Companies of Cordwayners, Curriers, Sadlers, or Girdlers within the Citie of London, whereof one shalbe a Sealer, and keepe a Seale for the sealing of Leather to be prepared, who shall also bee sworne before the sayd Maior and Aldermen for the time being, to doe their office truely: Which said Searchers and Sealers shal view and search all and euery tanned hide, skin or leather, which shalbe brought as well to the market at Leaden Hall, as to any other lawfull fayre or market therefore vsually appointed within three miles of the said Citie, whether the same be sufficiently and throughly tanned, & throughly dryed, according to the purport and true meaning of this Statute, or no: And finding it sufficiently and throughly tanned, and throughly dried, in such maner and forme, as by this statute is appointed, shall seale the same with the said Seale.

And be it further enacted by the Authority aforesaid, That all Maiors, Bayliffes, and other head Officers for the time being in all other Cities, Boroughs, and market townes of this Realme, And all Lords of Liberties, Faires and Markets out of the circuit or compasse of the said three miles, shall vpon like paine of forty pounds likewise to be leuied and imployed, euery yere that they make default therin, appoint and sweare yerely two, three, or more persons, of the most honest and skilfull men within their seueral Offices or Liberties, by their discretion to search and view within the Precinct of their said Offices, Liberties & Authorities, which shall, as often as they shal thinke good or need shall be, make like search within their Limits, and shall haue a marke or seale prepared for that purpose: And that the sayd searchers, or one of them, shall keepe the same seale or marke, and with the same shall seale and marke such Leather as they shall find sufficient, and no other. And if the said Searchers or any of them doe find any Leather sold, or offered to be sold, or brought to be searched or sealed, which shal be tanned, wrought, conuerted, or vsed contrary to the true intent and meaning of this Statute, or any Leather insufficiently curried, or any boots, shoes, bridles, or any other thing made of tanned or curried Leather, insufficiently tanned, curried or wrought contrary to any prouision in this present Act, it shalbe lawfull to the said searchers, or any of them, to seize al such leather, shoes, or other wares made of leather, & to retaine the same in their custody, vntil such time as the same be tried by such Triers, and in such maner and forme as is hereafter in this Statute appointed.

And to the end there may be an indifferent and equal course established for the trying of all such leather, bootes, shoes, and other wares made of leather, as shalbe seized by vertue of this Act, Be it enacted

by

by the Authoritie aforesaid, That the Mayor of the Citie of London for the time being, within fiue dayes after notice to him giuen of any seisure made of any Leather redde and vnwrought within the Iurisdiction of the said Citie or three miles distant from the same, either by the owner or owners, or by the Seizers of the said Leather, shall elect and appoint fiue honest and expert men, whereof there shall bee of the better sort of the Company of Cordwainers of London two, of the better sort of the Curriers of London two, and other two of the better sort of Tanners vsing Leaden-hall Market, who shall be no Kinne or of Affinitie to the said owner or owners, who vpon their corporall Oathes to be taken before the said Mayor, shall on the second or third Market day at the furthest to bee holden vpon the Munday for Leather next after the said seizure, in the afternoone of the same day (to the intent the owner or owners may conueniently be present) enquire, straightly examine and trie whether the said Leather so seized shall be sufficient and seruiceable or not, according to the intent and true meaning of this present Act.

And be it further enacted, That euery other Mayor, Bayliffe, or other head Officer or Lord of Libertie, or his sufficient Deputie out of the said compasse of the said three miles, within whose Precincts or Liberties any such seizure of any kind of tanned Leather red or curried, or of any Shooes, Bootes, or other wares made of tanned Leather shall happen to bee, shall with all conuenient speede, after notice vnto him giuen of any such Seizure, appoint fiue honest and expert men to trie whether the same Leather, Bootes, Shooes, or other wares so seized, bee sufficient and according to the true intent of this Statute, or not, the same triall to bee made openly vpon some Market day, and within fifteene daies at the furthest next after such seizure made vpon the Oathes of the said Triers.

And bee it further enacted by the Authoritie aforesaid, That if the said Mayor of the Citie of London for the time being, or any other Mayor, Bayliffe, or other head Officer of any other Citie, Borough, Corporate or Market Towne, or any Lord of any Libertie, Faire, or Market, shall make default in the nomination or appointment of any the foresaid Triers to be nominated and appointed in such maner and forme as is before ordeined, That then euery such Mayor, Bayliffe, or other head Officer, or Lord of Libertie, Faire, or Market, making such default, shal forfeit and lose for euery such default fiue pounds, The one moitie thereof shall bee to the Kings Maiestie, his Heires or Successours, and the other halfe to him or them that will Sue for the same in any of the Kings Maiesties Courts of Record, by Bill, Plaint, Information, or otherwise. And that the said persons so elected & appointed for triall of the said Leather, Shooes, Bootes, or other wares made of tanned Leather, so to be seized as aforesaid, shal proceede and doe their duties therein without delay, according to the true intent & meaning of this present Act, vpon paine that euery of them making default therein, shall for euery such seuerall default forfeit and pay fiue pounds.

And bee it further enacted, That foure of the said eight Searchers and Sealers so to bee appointed within the said Citie of London as aforesaid, shalbe at the end of euery yeere changed and remooued, and so many new chosen in their roomes and places: And that no person or persons shall remaine, continue, or bee in the said Office of searching or sealing of Leather within the said Citie of London, aboue the space of two yeeres together: And he or they which shall serue or be employed in the said Office of Searching & Sealing of Leather two yeeres, shall not in the said Office bee chosen, serue or imployed againe, vntill the ende of three yeeres at the least then next following, vpon paine that euery person offending or doing the contrary, shall forfeit & loose for euery Moneth that hee shall so contrarily vse, and exercise the said Office, ten pounds.

And bee it further enacted by the Authoritie aforesaid, That if any Searcher or Sealer of Leather shall refuse with conuenient speede to seale any Leather sufficiently tanned, wrought, and vsed according to the true meaning of this present Act, or doe allow that which shall bee insufficient, That then euery Searcher and Sealer shall forfeit for euery such offence fortie shillings. And further, that if any Searcher of Leather shall receiue any bribe, or exact any other fee for the execution of his said Office, then is by this present Statute limitted for the Searching, Sealing, and Registring of Leather, That then euery such Searcher or Sealer so offending, shall forfeit for euery such offence twentie pounds. And that if any person or persons duely elected, according to the true meaning of this present Act, to and for the execution of the said Office of Searching or Sealing of Leather, refuse to execute the said Office, That then the said person or persons so refusing, shall forfeit and pay ten pounds.

And be it further enacted by the authoritie aforesaid, That all redde Tanned Leather which shall be brought into the Citie of London, or within three miles compasse from the same, whether it be to be sold, or be bought before hand or no, shall bee brought to Leaden-hall before it bee housed in his or their owne Houses, and there viewed whether it hath beene Searched, or Sealed, or no, and shall also be Registred by the Searchers to be appointed as is aforesaid, with halfe such fees to be paied for such of the said Tanned Leather, as shall be bought out of the said Citie of London, or three miles compasse from the same, and shall be duely Searched and Sealed before it bee brought within the said Citie, as is hereafter expressed for Leather to bee sold in Leaden-hall, vpon paine that euery person hauing, or not bringing his Leather to Leaden-hall, as is aforesaid, shal forfeit for euery Hide or Skin, sixe shillings eight pence. Prouided that this Article shall not extend to any Leather to be brought in Bartholomew Faire, or Southwark Market, being Searched, Sealed, and Registred according to the true meaning of this Act.

And bee it also further enacted by the authoritie aforesaid, That no tanned Leather shal be sold within the Citie of London, or three miles distant

distant from the same, before the same haue bin searched and sealed by the searchers and sealers by vertue of this Act to bee appointed to and for the Searching & sealing of Leather within the said Citie, and three miles distant from the same, vpon paine of forfeiture of all such tanned Leather otherwise solde, or the full value thereof.

And also be it further enacted, That if any person will after the said feast of Saint Bartholomew next comming wilfully withstand or denie any such Search to be made, according to the tenor of this Act as is aforesaid, or will not suffer the sayd seuerall Masters and wardens of the seuerall Companies of Cordwainers, Curriers, Girdlers or Sadlers, or their Searchers so appointed, to enter into his or their House or Houses, or other place to view and Search at their will and pleasure, all manner of tanned Leather, & all manner of Shooes, Bootes, Males, Sadles, Coachcouerings and Harnesse, and all manner of Wares wrought and made, or to be wrought and made of Leather, and to seize and carrie away all such Leather, Shooes and Wares, as they shal find insufficiently Tanned, Curried or Wrought, or made of ill Stuffe, That then all and euery such person and persons, so denying and withstanding, and not suffering the said Masters and Wardens, and Searchers, or any of them so appointed for the time being, to enter and make search, and seize as aforesaide, shall loose and forfeite for euery time so denying and withstanding, fiue pounds.

And be it further enacted, that such person and persons as hereafter shall be assigned and appointed Searchers & Sealers of tanned Leather by vertue of this Act, shall within the limits and precincts of euery of their Searchers keepe one Booke of Register, wherein they shall enter all such bargaines as shalbe made for Leather, Hides, or Skinnes, by any person or persons, during and by all the time of the faire or Market being thereunto required by the buyer or the seller, & also the prizes of such Leather, bought and sold with the names and dwelling places of the buyer & seller, taking for the Searching, Sealing and Registring of euery tenne Hides, Backes, or Buts of Leather, with the Neckes, Wombes and Bibbins, or other pieces of offall cut off from the said Backs or Buts of Leather, of the seller of euery such tenne Hides, Backes or Buts of Leather so entred, two pence, and so after the rate, and for euery fiue dozen of calues skinnes, or sheepskins two pence, and of the buyer after the same rate, and no more, greater or other summe or summes of money, to be payd for Searching, Sealing or entring of any tanned Leather.

And be it further enacted by the authoritie aforesayd, That no person or persons, shall after the said feast of S. Bartholomew next comming, sell, exchange, or put away, or cause to be solde, exchanged, or put away any maner of tanned Leather, red and vnwrought, except he or they Register, or cause to be Registred, the said Tanned Leather, and euery part & parcell thereof, and the prize thereof, vpon paine of forfeiture of the value of the Leather so sold, exchanged, or put away, & not Registred.

And be it further enacted by the authoritie aforesaid, That it shall not be lawfull, to or for any person or persons to buy any tanned Leather, before the same shalbe Searched and Sealed, nor to carry or cause to be caried out of the Faire or Market any leather, till it be Registred as aforesayd, vpon paine to forfeit the sayd Leather, or the value therof so bought, and not Searched and Sealed, or caried away and not Registred.

And be it further enacted by the authoritie aforesaid; That if any Currier within the sayd Citie of London, or three miles compasse of the same, after the Feast of S. Bartholomew next comming, do curry any Leather insufficiently tanned, or after the sayd Feast do not curry such Leather, as he doeth or shall curry, substantially and well according to the meaning and purport of this Act; Or if any Shoomaker, Cordwainer, or Cobler, within the Citie of London, or three miles compasse of the same, after the said Feast of Saint Bartholomew next, put any tanned Leather into any Shooes, Boots, Buskins, Startups, Slippers, Pantofles, or other things made of Tanned Leather, which shall not be well and perfectly tanned, according to the purport and true meaning of this Acte, Or after the sayd Feast do put any curried Leather into any Bootes, Buskins, Startups, Shooes, Slippers, Pantofles, or other things made of Leather, which shall not be well and sufficiently tanned and curried, and also sealed, as is aforesaid, Or doe make Bootes, Buskins, Shooes, Startups, Slippers, Pantofles, or other things made of English tanned Leather, in any other maner then is aboue specified and ordained, Or if any Shoomaker, Sadler, or other Artificer, vsing, cutting or working of Leather, do make any Wares of any tanned Leather, insufficiently tanned, or of tanned or curried Leather, being not sufficiently tanned and curried as is aforesaid, or do not make their Wares belonging to their seuerall occupations, sufficiently and substantially, That then euery person so offending shall forfeit for euery such seuerall offence or default, the sayd Wares, and the iust value thereof.

Prouided alwayes and be it enacted, That no maner of person or persons, shall after the said Feast of Saint Bartholomew, vtter or sell, or cause to be vttered or sold within the said Citie of London, or within three miles compasse of the same, any manner of Wares appertaining to the Craft or Mysterie of any Artificer, vsing cutting of Leather, but onely in open Shop, common Faire, or Market, whereby the said Wardens may haue the true Search of the same, vpon paine of forfeiture of all such Wares so sold, and ten shillings for euery time.

Prouided alway, & be it enacted, That all & euery person & persons whatsoeuer, now being or that hereafter shalbe free of the said Citie of London, of what company soeuer, & all Forreiners, English or Aliens, & Strangers borne, dwelling or inhabiting, or which hereafter shall dwell or inhabit within the Citie of London, or three miles compasse of the same, as well within places Priuiledged as not Priuiledged, vsing or exercising any manuall Occupation of cutting or working of

Leather

Leather into made wares, shall be vnder the Suruey and Search of the Wardens and Masters of such Companies of the said City of London, as the Artificers commonly vsing the same Mysterie or Occupation, being Freemen of the Citie of London, and of the same Companie, be, touching and concerning onely their Wares and stuffe made of or with leather, in like maner and forme, as other Freemen of the same Company be or shall be, And shall contribute and pay to the said seuerall Masters and Wardens of the said seuerall Companies for the time being, within the sayd Citie, as the Artificers vsing the same Mysterie being Freemen of the said Citie, and of the same seuerall companies, shall contribute and pay: The same to bee recouered by Distresse or action of Debt, in any of the Kings Maiesties courts of Record, In which no wager of Law for the defendant to be allowed: All which paines, penalties and forfeitures aforesaid, of summes of money aforesayd (except such paynes, penalties and forfeitures, as are before or hereafter by this Acte shall otherwise be disposed) shall bee diuided into three equall parts: One part whereof shall be to our Souereigne Lord the King, his Heires and Successours, And an other part to him or them that shall first sue for the same, in any of the courts of Record of the Kings Maiestie, his Heires and Successors, by Action of Debt, Bill, Plaint, Information, or otherwise, In which Suit no wager of Law, or Essoyne shall bee admitted or allowed: And the third part thereof shall goe to the Citie, Borough, Towne, or Lord or Lords of Liberties, where the offence shall bee committed or done. And all such Leather, shoes, bootes, buskins, startups, slippers, pantofles, wares, stuffe, or other things whatsoeuer, made of tanned leather or curryed leather, which shall be seized by vertue of this Acte, and shall bee found by the Tryers to bee appointed as is aforesaid, or by the Masters and Wardens of the seuerall Companies aforesaid, to be insufficient, shall bee forfeited and distributed, as hereafter followeth: That is to say, such Leather or stuffe so seised within the Citie of London, or within three miles compasse of the same, to bee brought to Guild-hall in London, there to be prized by indifferent persons, and the value thereof to bee diuided into three parts, whereof one part to be to the first Seizor and Seizors of the sayd vnlawfull stuffe, and another part to the vse of the Chamber of London, and the other part to be distributed to the poore folkes, as well being within the new Hospitall of Saint Bartholomewes in London, as to such poore Housholders as shall bee inhabiting within the Citie of London, or the circuit aforesaid, at the discretions of such persons, as the Maior of the said Citie, & foure Aldermen of the same for the time being, shall appoint for the same. And that all such leather, boots, saddles, wares, stuffe, and things made of or with leather as is aforsaid, which shalbe found within any other citie, borough, towne or place within this Realme, out of the sayd citie of London and three miles compasse, vnsufficiently wrought, tanned or curried as is aforesaid, and shall be setzed and tryed to bee forfeited,

in manner and forme aforesaid, shall be brought to the common Hall of euery such Citie, Borough and Towne, or to some conuenient and open place, to be appointed by the Lord of the Libertie or his Deputie, where no common Hall is, there to be prized as is aforesaid: One part of the sayd value thereof, to bee disposed vnto the poore, and in other deeds of Charitie, in those parts, after the discretion of the Maiors, Bayliffes, Headboroughs, and Lords of Liberties: An other part to be deliuered to the Maiors, Bayliffes, and other head Officers of any Citie, borough, or towne corporate, to the vse of the Communaltie of such Citie, borough, or towne corporate, and where no such Officers bee, then to the Lord or Lords of the Libertie, where any such forfeiture shall bee committed, or seisure had: And the third part to the Seisor or Seisors of such Leather, stuffe or wares insufficiently tanned, curried, or wrought, as is aforesayd, for his and their paines.

Prouided alwayes, that no person to whome any such vnlawfull Leather or stuffe shall be giuen by this Acte, shall giue or sell any such leather or stuffe, to any person or persons that shall sell the same, vpon payne that the buyer shall forfeit for euery parcell of such vnlawfull leather, or stuffe to be sold, contrary to the true meaning of this last Clause, three shillings foure pence.

Prouided alwayes, that this Act nor any thing therein conteined, shall not in any wise bee preiudiciall or hurtfull to the Chancellers, Vicechancellers, Procters, Tayers, and Scholliers, their Officers, Ministers, Assignes, or Farmers of the Vniuersities of Oxford and Cambridge, or any of them, of, for, or concerning the authoritie of search of tanned leather, or any of the forfeitures of the same, which they lawfully had or might haue had, before the making of this present acte, so as they doe in all things obserue such order, in, about, or for Searching, Sealing, and Registring of Leather, as by this Act is prescribed and appointed, vpon the paine therein contained, any thing here in conteined to the contrary notwithstanding.

And for the auoyding of all ambiguities and doubts, which may and do grow vpon the definition and interpretation of this word Leather, It is enacted and declared by these presents, That the hides and skinnes of Oxe, Steere, Bull, Cow, Calfe, Deere red and fallow, Goates and Sheepe, being Tanned or Tawed, and euery salt Hide, is, shall be, and euer hath beene reputed and taken for leather.

And for the better execution of this acte, Bee it further enacted, That all Justices of Assise, Justices of Gaole deliuery, Justices of Peace, and Stewards of Franchises, Leets, and Lawdayes, within their seuerall precincts, iurisdictions, and liberties, And Maior of London for the time being, within the said Citie, and within three miles compasse of the sayd Citie, and all other Maiors, Bayliffes, and other head Officers of Cities, Boroughs, and Townes, within their seuerall Jurisdictions, Liberties Precincts, Offices, and authorities, shall enquire of all the premisses in their Sessions, leete or lawday,

day, and heare or determine the same, and also by their discretions examine all persons suspected to offend this Act, or any parcell thereof.

And bee it further enacted, That where any Mannor, Libertie or Franchise immediatly appertaineth to the Kings Maiesty, his Heires or Successors, The Steward for the time being of euery such Mannor, Libertie and Franchise, shall haue the like Authorities, Powers, Jurisdictions and Aduantages, And also shall beare and pay all the like Paines, Penalties and Forfeitures, as are giuen, appointed, limitted, or laide by this Statute, to or vpon the Lords of Liberties and Franchises, as in this Statute is expressed.

And be it further enacted, That all Currying and Dressing of Leather, commonly called drie Currying, and Frizing, shall be construed to bee Dressing and Currying of the manner of Spanish Leather, of what colour so euer it be, And that to al Artificers, (other then Shoemakers, yeerely betweene the last of September, and the twentieth of April) it shal be lawful to vse all kinds of leather dressed and Curried in that maner of dry Currying, & Fryzing, as they lawfully might before the making of this Act, So that the same Leather so to be vsed, be wel and sufficiently Tanned, according to the forme prescribed in this Act, And also well and substantially Dressed, Curried, and Fryzed, in the maner of drie Currying, and Fryzing abouesaid.

And be it enacted by the Authoritie aforesaid, That this Act, and euery part thereof, shall be construed and adiudged to extend to Wales, as amply as it doeth to this Realme, to all intents, constructions and purposes.

And forasmuch as (notwithstanding the good lawes, and great penalties in that behalfe prouided) great quantities of Leather are dayly transported out of this Realme, and especially by the negligence and corruption of Comptrollers, Customers, Searchers, and all their Deputies, Be it therefore enacted by the Authoritie aforesaid, that if any Leather wrought, cut, or vnwrought, to the intent to bee sold or Bartered, shall hereafter vnlawfully bee Transported, or purposed to bee transported into the parts beyond the Sea, from and out of any Port, Hauen, or Creeke of this Realme, or Wales: Euery Comptroller, Customer, Surueyour, Collector of Tonnage, and Pondage, and the Searchers, and the Deputie of any of them, or any other persons hearing or knowing by any wayes, of any Leather meant to be transported, from any place within his Office, and doe not his best endeuour to seize the same, or being transported, do not disclose, or cause to be disclosed the same within fortie daies next after such knowledge, or hearing of the same, in some Court of Record, so as the Offendor may bee punished according to the Lawes in that case prouided, shall for euery the first offence committed against this Article, forfeit an hundred pounds, and for the second offence, shall forfeit his Office.

And bee it further enacted, That euery Customer, Officer, or Officers Deputie, that shall make any false Certificate of the arriuall of any Leather in any Port, Creeke, or place of this Realme, shall also

forfeit

forfeit for euery such offence, an Hundred pounds.

Prouided alway, That neither this Acte, nor any Article, Exposition, or thing therein conteined, shall extend to Scottish Hides, to bee brought into the Towne of Berwick, out of the Realme of Scotland, being Registred in a Booke therefore to be kept, by such person or persons, as the Mayor of the said Towne for the time being, shall thereunto name and appoint, with the name & surname of the Buyer and Seller, to the intent the English Hides might bee knowen from the Scottish, But that the Inhabitants of the said Towne of Berwicke may send, carie, and transport such Scottish Hides, as they lawfully might transport before the making of this Act.

Prouided alwayes, and bee it enacted by the Authoritie aforesaid, That if any person or persons, shall at any time hereafter procure or obtaine any Graunt, or Letters Patents, purporting to giue Licence or Authoritie to any person or persons to dispence with, or tolerate any offence against any Clause, Prouision, or Article in this present Acte: That then and immediatly from and after such Letters Patents, or Grant obteined, all and euery such Clauses, Articles and prouisions, so by the said Letters Patents or Grant authorized or licensed to bee dispensed with, or tollerated as aforesaid, shall bee vtterly repealed, voide, and of none effect: Any thing in this present Act conteined to the contrary in any wise notwithstanding. This Act to endure vntil the end of the next Sellion of the next Parliament.

And be it further enacted by the Authoritie aforesaid, That as well one Statute made in the fifth yeere of the Reigne of our late Soueraigne Lady Queene Elizabeth, Intituled, An Act concerning Tanners, Curriers, and other Artificers occupying cutting of Leather, as all former Statutes, & euery part or parts of any former statute or statutes thereby repealed, shal frō henceforth be vtterly repealed for euer.

¶ An Act for the better preseruation of Fishing in the Counties of Sommerset, Deuon and Cornewall, and for relieſe of Balkers, Conders, and Fishermen against malicious Suites.

Chap. XXIII.

Whereas the Trade of Fishing for Herrings, Pilchards, and Seane fish within the Counties of Sommerset, Deuon, and Cornewall is, and of late time hath beene very great and profitable, as well to diuers of the Fishermen and Inhabitants which dwel neere the Sea coasts within the said Counties, as in the Cities of London, and Exceter, & elsewhere within the Realme of England and the Dominions thereof: And whereas also for the necessary vse of the taking of the said Herrings, Pilchards, and other Seane fish, diuers

uers persons within the said Counties, called Balcors, Huors, Condors, directors or guiders at the fishing times, for the said Herrings, Pilchards, and other Seane fish within the said Counties time out of mind, haue vsed to watch, and attend vpon the high hils and grounds neere adioyning to the Sea coasts within the said Counties, for the discouery and giuing notice to the fishermen and Inhabitants neere adioyning, when the said Herrings, Pilchards, and Seane fish, come towards or neere the Sea coasts there, and for the guiding and directing of the fishermen in their Boats vpon the Sea coasts, for the taking of the said Herrings, Pilchards and other Seane fish:

And whereas also now of late diuers persons hauing lands, tenements, and hereditaments neere adioyning to the Sea coasts within the said Counties where the saide Fishing places for the taking of the sayd Herrings, Pilchards, and other Seane Fish are, haue brought their Actions of Trespasse at the Common Law, as well in the High Courts of Record at Westminster, as in inferiour Courts within the sayde Counties, Not onely against such Balkers, Huors, Condors, Directers, and Guiders, But also against such Fishermen and other persons for breaking of their close, as haue attended their Seanes or Nets for the drawing and carying of the said Fish on land or shoare, And haue recouered against them costs and damm̃ages to their great losse and expences: By reason whereof such Watchmen, Balcors, Huors, Condors, directers and guiders, and such other persons as heretofore haue attended the said Seanes and Fishing, haue forborne to enter into, or goe vpon the Lands, Tenements and Hereditaments, neere adioyning to such Fishing places within the sayde Counties, for the watching or discouery of the sayd Herrings, Pilchards, and other Seane Fish, or to Balke, Hue, Conde, or Direct, or to attend the Seanes or Nettes, as heretofore they haue done, and will likewise forbeare the same hereafter, if prouision be not had and made, that they may lawfully enter into, and vpon such Lands, Tenements, and Hereditaments as doe lie neere or adioyning to the said Sea coasts, and places of Fishing, as aforesaid, for their Watching, balking, directing and attending of the seanes as is aforesaid:

For remedy whereof, and for the maintenance of the said Trade of fishing, which doeth so greatly tend to the profite of many of the Inhabitants within the said Counties and others: Be it therefore enacted by our Soueraigne Lord the King, the Lordes Spirituall and Temporall, and the Commons in this present Parliament assembled, That it shall and may be lawfull at all time and times hereafter, to and for euery such Watchmen, Balcors, Huors, Condors, directors and guiders, and all such Fishermen and other persons as shall necessarily attend the sayd Seanes or Nets, as aforesaid, At the times of fishing for Herrings, Pilchards, and other Seane fish within the said Counties, where such Fish shall hereafter be taken, to enter, and goe into, and vpon any Landes, Tenements, and Hereditaments,

ments, which doe lie or adioyne neere vnto any such Fishing places, and fit, conuenient, and necessary to watch and balke in, or to draw or cary the said Fish on shoare, and there to watch for the said fish, and to Balke, Hue, Conde, direct and guide the Fishermen which shall bee vpon the sayd Sea and Sea coasts, for the taking of the sayd fish, and to draw and carie the said Fish on land or shoare: Any Law, vsage, or custome, to the contrary in any wise not withstanding.

And bee it further enacted by the Authority aforesaid, That if any Action or Trespasse, or other Suite shal at any time hereafter happen to be attempted and brought against any person or persons for entring and going on the land for watching of the sayd Fish, or for Balking, Huing, Conding, Directing, or Guiding of the sayd Fishermen in their Boates vpon Sea or Sea coast for taking of the said Fish, or for the landing of the said Fish, as aforesaid, by authoritie of this present Acte, the Defendant or Defendants in any such Action or Suit, shall and may plead not guilty for any thing doing by vertue of this Act: And vpon the triall of that Issue the whole matter to be giuen on both parties in euidence, according to the very trueth of the same, And after such Issue tried for the Defendant or Defendants, or Nonsuite of the Plaintife or Plaintifes after appearance, the same Defendant or Defendants to recouer his or their Damages, by reason of his or their wrongful veration in that behalfe, with Costs also in that behalfe sustained, and that to be assessed by the same Jurie that shall trie the said Issue, Or else by Writ to enquire of the Damages as the case shall require: For which Costs and Dammages such Defendant shal and may by vertue of this Acte, take and sue forth such Execution as the Defendant in a Repleuin may doe.

An Acte against the deceitfull and false making of Mildernix, and Powle Dauies, whereof Sayle-Clothes for the Nauie, and other Shipping are made.

Chap. XXIIII.

Whereas the Clothes called Mildernix and Powle Dauies, whereof Sayle-clothes and other furniture for the Nauie and Shipping are made, were heretofore altogether brought out of France, and other parts beyond the Seas, and the skil and Arte of making and weauing of the sayde Clothes, neuer knowen nor vsed in England, vntil about the two and thirtyeth yeere of the Reigne of the late Queene of famous memorie Queene Elizabeth, about what time, and not before, the perfect Art and skil of making and weauing of the said Clothes was attained vnto, and sithence practized and continued in this Realm, to the great benefit and commoditie thereof:

And

And whereas of late many of the Kings Maiesties Subiects, not trayned nor brought vp in the said Arte, nor any ways skilfull therein, haue notwithstanding vpon desire of gaine, made and weaued, or causled to be made and weaued, many clothes in likenesse and shew of Wildernir and Powle Dauies, but in trueth neither made of such stuffe as the said Wildernir and Powle Dauies are and ought to bee made of, nor so well driuen or weaued, nor yet of that length nor breadth as the true cloathes called Wildernir & Powle Dauies are and ought to be: Insomuch that the said cloathes doe yerely and dayly grow worse and worse, and are made more thinner, sleighter, and meaner then heretofore they haue bene, to the great deceite and hurt of all his Highnesse louing Subiects, that are to vse and imploy the same about the Sayles, and other furniture of their Ships and sayling vessels; and to the great dammage of his Highnesse Nauie, the chiefest strength of this Realme (next vnto God and his Highnesse,) And within short time like vtterly to ouerthrow the Arte and trade of making cloth of that kind within this realme: Whereupon his Highnesse said Subiects, as well the Makers as vsers of the said clothes, are much hurt and impouerished through the deceitfulnesse, vnskilfulnesse, and ignorance of the weauers & makers of the said clothes:

For remedy and redresse whereof, Be it enacted by the Kings most excellent Maiestie, with the assent of the Lords Spiritual and Temporall, and the Commons in this present Parliament assembled, and by the authoritie of the same, That no person or persons, resiant, inhabitant or dwelling within this Realme, shall at any time after the first day of August next comming, make, weaue, or cause to bee made or weaued, any such cloth or clothes for Sayles or furniture of ships, or other sayling vessels, called, termed, or knowen by the name or names of Wildernir, and Powle Dauies, or any of them, but such as now doe vse the same or any of their seruants, or such as shall hereafter be Apprentices, and trayned and brought vp in the Trade and Art of making the said clothes, by the space of seuen yeres at the least, Nor shall set any man to worke, in the making or weauing of any such clothes, being not a workeman trained vp before the first day of August next comming, in the said Arte and Mysterie: Vpon paine that euery such person offending or doing the contrary, shall forfeit and lose for euery default, twentie shillings for euery Moneth.

And further, that no person or persons, from and after the said first day of August, shall make or weaue the said clothes of any other stuffe then of good and sufficient hempe, nor of any lesse length, then three and thirtie yardes, nor of any lesse breadth, then three quarters of a yarde, Nor that the weauer, or other person or persons, shall sell or offer to sell any of the said clothes, before the stuffe be well beaten, scoured, bleached, and the cloth wel driuen, with a brasen or Iron shuttle, vpon paine that euery person offending or doing the contrary herein, shall forfeit and lose for euery such peece of cloth, wouen, made, or solde contrary to the forme of this Acte, fiue shillings.

And

And be it further enacted by the Authoritie aforesaid, That the one Moitie of the benefite of all the forfeitures and penalties in this acte contained, shall come and be vnto the Kings most excellent Maiestie, his heires and Successors: and the other Moitie thereof vnto such as will sue for the same in any of the Kings Maiesties Courts by Bill, Plaint, Action of debt, Information or otherwise, in which actions, suites, plaints or informations, no Wager of Law, Essoine or Protection shall be allowed.

¶ An Acte for Continuing and Reuiuing of diuers Statutes, and for repealing of some others. Chap. XXV.

BE it enacted by the Authoritie of this present Parliament, That one Acte made in the one and twentieth yeere of the Reigne of the late King Henry the eight, Intituled, An Act for the true making of Cables, Hallers, and Ropes, And that an Acte made in the foure and twentieth yeere of the Reigne of the said King Henry the eight, Intituled, An Acte against killing of young beasts called weanelings, And that two actes made in the Parliament holden at Westminster by Prorogation, the fourth day of Nouember, and continued vntill the first day of Februarie next after in the third & fourth yeres of the reigne of the late King Ed. the first, The one concerning the buying and selling of Rother beasts and cattell: The other, Intituled, An Acte for the buying and selling of butter and cheese, And that one act made in the first yere of the reigne of the late Queene Elizabeth, Intituled, An acte for preseruation of Spawne and Fry of Fish, And that an acte made in the fift yere of the reigne of the said late Queene Elizabeth, Intituled, An act for auoyding diuers forraine wares made by Handicraftes-men beyond the seas, And so much of another acte made the same yere, Intituled, An acte touching certaine politique Constitutions, made for the maintenance of the Nauie, as is not repealed by any later Statute, nor doeth concerne the transportation of Herring, or other Sea-fish, nor freedome of Custome, Subsidie, or Tonnage for the same, nor transportation of corne, Together with all and euery other Additions, Explanations, and Alterations made thereunto, or thereof, or of any part thereof, by any Statute or Statutes, made sithence the making of the said last mentioned Act, and now standing in force, And that an acte made in the eight yeere of the reigne of the said late Queene Elizabeth, Intituled, An act for Bowyers, and the prices of Bowes, And that three actes made in the thirteenth yeere of her late Maiesties reigne: One intituled, An acte, That Purueiours may take Graine, Corne, and Victuals, within fiue miles of Cambridge and Oxford, in certaine cases: Another, An acte against fraudes, defeating remedies for Dilapidations: The third, An act, touching leases of benefices, and other Eccle-

Ecclesiasticall liuings with Cure; Together with all and euery Explanations, additions and alterations thereof, or of any of them, or to any of them made by seuerall Statutes of the fourteenth, eighteenth, and three and fourtieth yeeres of her saide late Maiesties Reigne, And that an acte made in the eighteenth yeere of her sayd Maiesties reigne, Intituled, An acte for the repayring and amending of Bridges and Highwayes, neere vnto the Citie of Oxford: And so much of another Acte, made the same eighteenth yeere, Intituled, an Acte for setting the Poore on worke, and auoyding idlenesse, as concerneth Bastardes begotten out of lawfull Matrimonie, And that two actes, made in the seuen and twentieth yeere of her Maiesties said Reigne: the one, Intituled, An acte for the good Gouernment of the Citie or Borough of Westminster: The other, An Acte, for Reuiuing a former Statute, for the true making of Vault: together also, with an acte made in the nine and thirtieth yeere of her said Maiesties Reigne, Intituled, an acte to restraine the excessiue making of Vault: and a third acte made in the said seuen & twentieth yere of her said Maiesties Raigne, Intituled, an act for keeping the Sea banks, and Sea-workes in the Countie of Norfolke: And two acts made in the one and thirtieth yere of her said Maiesties raigne, The one, Intituled, An acte for the true gaging of vessels, brought from beyond the seas, conuerted by Brewers, for the vtterance and sale of Ale and Beere: The other, An acte for reuiuing and Inlarging of a Statute made in the three and twentieth yeere of her said Maiesties Raigne, for the releefe of the Citie of Lincolne: And that three acts made in the fiue and thirtieth yere of her said Maiesties raigne, One, Intituled, An acte to retaine the Queenes Maiesties Subiects in their due obedience: Another, for reformation of sundry abuses in clothes, called Deuonshire Kerseys, or Dozens, according to a Proclamation of the foure and thirtieth yeere of her sayd Maiesties raigne: The third, An act for the bringing in of Clapboords from the parts of beyond the Seas, And the restraining of transporting of Wine caske, for the sparing and preseruing of Timber within the Realme: And the seuerall actes hereafter mentioned, made in the nine & thirtieth yere of her said Maiesties raigne, That is to say, An act, intituled, An act against the decaying of townes & houses of husbandrie: An act intituled, an act for the maintenance of husbandrie & Tillage, Together with such explanations and prouisions, as thereunto are added by the Statute made in the three and fourtieth yeere of her said Maiesties raigne, An acte, Intituled, An acte for the increase of Mariners, and for maintenance of the Nauigation, Repealing a former acte made in the three and twentieth yeere of her sayd Maiesties raigne, bearing the same title, An act, Intituled, An act, for explanation of the Statute made in the fift yeere of her said Maiesties raigne, concerning Labourers, An acte, Intituled, An acte, prohibiting the bringing into this Realme of forraine Cardes for Wooll, An acte, Intituled, An acte against lewd and wandring persons, pretending to be souldiers or Mariners, An act, Intituled, An

acte for the punishing of Rogues, Vagabonds, and Sturdy Beggers, with this prouision to be annexed thereunto, by authority of this present Parliament, That the said last mentioned acte, nor any thing therein contained, shall impeach, auoide, prejudice, or restraine such libertie and inheritance, as John Dutton of Dutton in the Countie of Chester Esquire, and his ancestors (whose heire he is) haue lawfully vsed and exercised, in allowing Minstrels in the Countie Palantine, and County of the Citie of Chester, and for gouernment of Minstrels there, and keeping a Court yeerely for that purpose, And that the seuerall acts hereafter mentioned, made in the three and fourtieth yeere of the raigne of the said late Queene Elizabeth, That is to say, An acte, Intituled, An acte for the necessary releife of Souldiers and Mariners, An acte, Intituled, An acte to auoyde trifling and friuolous suits in Law in her Maiesties Courts at Westminster, An acte, Intituled, An acte for the releife of the poore: With this addition, viz. Be it enacted, that al persons, to whom the ouerseers of the poore, shall, according to this acte, binde any children Apprentises, may take and receiue and keepe them as Apprentises, Any former Statute to the contrary notwithstanding, An acte, Intituled, An act for the true making, and working of woollen clothes, An act, Intituled, An acte to preuent Periurie and Suborнation of Periurie, and vnnecessary expences in suits of Law, shall be continued and remaine in force vntill the end of the first Session of the next Parliament.

Prouided neuertheless, That so much of euery of the said actes as by any new Act made in this Session of Parliament, shall be altered or repelled, shall stand discontinued.

Prouided also, and be it further enacted by the authority of this present Parliament, That when the prices of cornes or graines exceede not the rates hereafter following, at the Times, Hauens and places, where, and when the same corne or graine shall bee shipped or loaden, viz The quarter of Wheate at xxvi.s. viii.d. the quarter of Rie, Pease, and Beanes, at xv.s. the quarter of Barley or Malt, at xiii.s. of currant English money: That then it shalbe lawful for all and euery person and persons, being Subiects of the Kings Maiestie, his heires, or successors, to transport of his own, and to buy and transport any of the said cornes and graines vnto any parts beyond the seas in Amitie with his Maiestie, to sell as Merchandize, in ships, crayers, or other vessels, whereof any English-borne Subiect or Subiects then shalbe the owner or owners, Any Law, Vsage or Statute to the contrary hereof notwithstanding. And that the Kings Maiesty, his heirs & successors shall haue & receiue by the Customers & Officers of his Ports, for the custome or poundage of euery quarter of wheate, to bee transported by force of this Statute, two shillings, of euery quarter of other graine sixteene pence: Which said seuerall summes so to bee had and taken as Custome or Pondage, to be in full satisfaction of all maner of Custome or Pondage for the said Corne or Graine by any Constitution, Order, Statute, Law, or Custome heretofore made, vsed, or taken for transporting of any such maner of Corne or Graine.

Prouided

Prouided alwayes, and be it enacted by the Authority of this present Parliament, That the Kings Maiestie, his Heires & Successors, may at all times by his and their Writ of Proclamation, to bee published generally in the whole Realme, or in any of the Counties of the Realme, where any Port Townes are, command, That no person shal by vertue of this Acte, transport or conuey any manner of Grayne, out of his Highnesse Dominions generally, or out of any special ports, to be in the same Proclamation particularly named, for such time as shal be therein limited & appointed, And it shall not be lawfull for any person to cary out any such Graine, contrary to the tenor of the same Proclamation, vpon such paines and forfeitures as by the lawes and statutes of this Realme are, and haue bene prouided and ordeined in that behalfe, This Acte or any thing therein contained to the contrary notwithstanding.

Prouided also, and be it enacted, That no person or persons shall incurre any penalty for want of length, breadth, or weight of Walsh cottons, vnder the price of xb. pence the yard, or two shillings the Goade; So as they be not mixt with haire or other deceitful stuffe, nor for any others aboue that price, except they be mixt as aforesaid, or shall shrink aboue the rate of halfe a yard in twelue yards of length, or weigh lesse then fourteene ounces the yard, or hold not full three quarters of a yard broad.

And also be it enacted, That an Act made in the fift yere of the reign of the said late Queene Elizabeth for punishment of periury, shalbe reuiued & continued vntil the end of the first Session of the next Parliament. And that one Act made in the xiiii. yeere of the reigne of the late Queene Elizabeth, intituled, An Acte against the deceit of Undercollectors of the Tenths and Subsidies of the Clergie, And one other Act made in the seuen and twentieth yeere of the Reigne of the sayd late Queene, intituled, An Act for the explanation of the Statute made in the thirtieth yere of the Reigne of the said late Queene, intituled, An Act to make the lands, tenements, goods, and chattels of tellers, receiuers, &c. liable to the payment of their debts, Shall from the ende of this present Session of Parliament, be reuiued, and stand in force, Any Repeale heretofore made thereof, or of any of them to the contrary notwithstanding: And that so much of one Act, made in the foureteenth yere of the reigne of the said late Queene Elizabeth, intituled, An Act for the punishment of Vagabonds, and for the relefe of the poore and impotent, as concerneth the taxing, rating, leuying, receyuing, and imploying of Goale money, shal be reuiued from hencefoorth and stand and continue vntill the ende of the first Session of the next Parliament.

And be it also further enacted by the authoritie aforesaid, That the Statute made in the seuen and twentieth yere of the said Queene Elizabeth, intituled, An Acte for the maintenance of the Peere and Cob of Lyme Regis in the Countie of Dorset, shall be continued and stand in force and strength, for and during the space of ten yeeres next

ensuing the first day of this Parliament, And from thence, to the end of the next Session of Parliament.

And be it also enacted by the authority of this present Parliament, That so much of all Statutes as concerneth abiured persons and Sanctuaries, or ordering or gouerning of persons abiured, or in sanctuaries, made before the fiue and thirtieth yere of the late Queene Elizabeths Reigne, Shall also stand repealed and be voyd. And also, that an Act made in the two and twentieth yere of the reigne of King Edward the fourth, against fulling of Hats, Bonets, and Caps in fulling Milles. And an Act made in the third yeere of King Henry the eight, Intituled, An Acte concerning the making of Caps and Hats, And an Acte made in the one and twentieth yeere of King Henry the eight, intituled, Ad Acte limitting the price of Hats and Caps brought from beyond the Seas, And an Acte made in the seuenth yeere of King Edward the first, Intituled, An Acte for the true Fulling and Thicking of Cappes, And an Act made in the first yeere of Queene Marie, Intituled, An Act for the sale of Hats and Caps made beyond the Seas, An Act made in the fourth yeere of King Henry the fourth, That Patten makers should make no Pattens nor Clogs of Timber called Aspe: Together with an Act made in the fourth yeere of King Edward the fourth, That Patten makers might make Pattens or Clogs of such pieces of Timber called Aspe, as was not conuenient or sufficient for Shafts, And an Act made in the fifteenth yeere of King Richard the second, touching Girdlers, garnishing their girdles with white mettall, And an Act made in the fift yeere of King Edward the first, Intituled, An Acte against Pedlars and Tinkers, And so much of an Acte made in the seuenth yeere of the Reigne of the sayd King Edward the first, Intituled, An Acte made to auoyde the great and excessiue prizes of Wines, as doeth concerne the selling of Wine at certaine prises, or forbidding or restraining the hauing of wines in mens houses, And an Act made in the iiii. yere of King Edward the fourth, That no stranger or alien should buy any English hornes vnwrought, And that the Wardens of the Horners should haue power to search all maner of wares perteyning to their Mystery in London, a foure and twentie miles on euery side of it, And that an Acte made in the foure & twentieth yere of the late King Henry the eight, for reformation in excesse of apparel, together with another Act bearing the same Title, made in the first and second yeres of the raignes of the late King Philip and Queene Mary, and all other Acts heretofore made, concerning apparel, And an Act made in the fourth and fift yeeres of the late King Philip and Queene Mary, for the hauing and keeping of horse, armour, and weapon, And a Statute made in the the fift yere of the raigne of our late Soueraigne Lady Queen Elizabeth, intituled, An Act touching Tanners, Curriers, Shoomakers, and other Artificers, occupying the cutting of Leather, shall like wise from henceforth be repealed and voyd.

And be it further enacted by the authority of this present Parliament,

ment, That an Acte made in the firſt yeere of the reigne of Queene Mary, Intituled, An Act for the repeale of certaine Statutes, made in the time of King Edward the firſt, ſhall ſtand repealed and voyde.

And that an Act made in the Seſſion of Parliament, holden vpon Prorogation, at Weſtminſter the fourth day of Nouember, in the ſecond yeere of the Raigne of the late King Edward the firſt, and there continued & kept, to the foureteenth day of March, in the thirde yeere of the ſaid late Kings Raigne, Intituled, An Act to take away all poſitiue Lawes, made againſt the Marriage of Prieſts, And an act made in the Seſſion of Parliament, holden vpon Prorogation at Weſtminſter, the three & twentieth day of January, in the fift yeere of the Raigne of the ſaid King Edward the firſt, & there continued and kept, vntill the fifteenth day of Aprill, in the firſt yeere of his Raigne, Intituled, An Act made for Declaration of a Statute made for the marriage of Prieſts, & for the Legitimation of their children, ſhall ſtand reuiued and be in force for euer: The ſaid Act of repeale notwithſtanding. And the children of Eccleſiaſticall perſons, in the ſaid Act mentioned, ſhall be & continue Legitimate, and Inheritable to all intents & purpoſes, in ſuch ſort, as children of Lay perſons doe enioy, & may inherite, Any Canon or Conſtitution, to the contrary notwithſtanding.

¶ An Acte for the continuance and due obſeruation of certaine Orders for the Exchequer, firſt ſet downe and eſtabliſhed by vertue of a Priuy Seale from the late Queene Elizabeth.

Chap. XXVI.

MOſt humbly pray your Excellent Maieſtie, your moſt louing and faithfull Subiects, the Lords Spirituall and Temporall, and the Commons in this preſent parliament aſſembled, That whereas the late Queen Elizabeth, in the thirteenth yere of her happy Reigne, out of her Princely grace and meere motion, by her gracious Priuy Seale, to the then Lord Treaſurer, Chancellour and Barons of her Maieſties Exchequer directed, did Authorize and command them, to ſet downe and ſtablish certaine Orders, touching the awarding of Proceſſe, diſcharge without pleading, diſcharge of Iſſues, and the Rates of Fees, within the Office of the Lord Treaſurers Remembrancer in the Exchequer: By vertue of which her Royall Commaundement, vpon graue deliberation, and with the aduiſe and conſent of her Maieſties then learned Councell thereunto called, diuers Orders being moſt honourable and agreeable to Iuſtice, were conceiued and eſtabliſhed, which Orders be to this Bill annexed:

May it pleaſe your moſt excellent Maieſtie, for the eſtabliſhment, continuance and furtherance of her ſaid Maieſties then moſt gracious

intention, & of your Maiesties most abounda:nt grace and fauourable inclination, to the good and ease of your Highnesse Subiects, That it may bee enacted, And by the Authoritie of this present Parliament, Be it enacted by the Kings most Excellent Maiestie, with the assent of the Lords Spirituall and Temporall, and Commons in this present Parliament assembled, That all manner of Issues lost and forfeited, or hereafter to bee lost and forfeited, which by the true intent of the same late Queenes most gracious Priuie seale, and the said Orders hereunto annexed, ought to be remitted and discharged, against her sayd Maiestie, bee, and at all times for euer hereafter shall be accordingly by vertue of this present Acte, cleerely discharged and acquited against your Maiestie, your Heires and Successors.

And be it further enacted by the Authoritie aforesaide, That if the Lorde Treasurers Remembrancer for the time being, or any of his Clerkes, shall from and after the first day of this present Session of Parliament, award any Processe, exact any Pleading, or take any Fees, or otherwise in any point demeane him or themselues, contrary to the true meaning of any the sayde Orders, That then for euery such offence which the said Lord Treasurers Remembrancer or his Deputie, or any of his or their Clerkes shall commit, the person so offending, or in case any such Person so offending, be vnable to satisfie, the said Lord Treasurers Remembrancer himselfe shall forfeite and lose the Summe of Twentie pounds, whereof the one moytie to be to your Maiestie, your Heires and Successors, and the other moytie to the party grieued, to be Sued for within two yeeres of the offence committed, by Action of Debt, Bill, Plaint, or Information, in any your Maiesties Courts of Record at Westminster, wherein no Essoyne, Protection, wager of Law or Priuiledge shall be allowed.

The Orders set downe for respect of Homage, by the Right Honourable Sir William Cecil, of the Honourable order of the Garter Knight, Baron of Burghley, Lord Treasurer of England, and Master of the Court of Wards and Liueries, Sir Walter Mildmay Knight, Chancellor and Vicetreasurer of her Highnesse Court of the Exchequer, Sir Edward Sanders Knight, Lorde chiefe Baron of the said Courte, and other the Barons of the same, Calling vnto them Gilbert Gerrard Esquire, her Maiesties Atturney generall, and Thomas Bromley Esquire, her Highnesse Solliciter generall, and made the fifteenth day of June, in the yeere of our Lord God, one thousand, fiue hundred, threescore and thirteene, and in the fifteenth yeere of the Reigne of our Souereigne Lady Elizabeth, by the grace of God, Queene of England, France and Ireland, defender of the Faith, &c. According to her Maiesties Priuie Seale to the saide Treasurer and Barons in that behalfe, directed and witnessed vnder their hands as followeth.

First, that no Processe Ad faciend. Homagium & fidelitatem, or Ad faciend. fidelitatem, nor any Writ of Scire facias, Capias, or distrelle from the Fines treated out of the Court of Common Pleas, shall goe out of the Treasurers Remembrancers Office, vpō any suppolal vpon paine

by

by former Lawes and Statutes limitted, and by the orders of the said Court in that case prouided, but vpon a good and iust ground, and the same shall be vouched in euery of the sayd Processes, according to the Booke, terme, yere, Roll, and record thereof, that it may be certainly found. And yet if by any knowen Record remaining in that Office, it may appeare the same Tenure haue beene Trauersed, then the sayd Processes to be discharged by the said Trauers, without pleading.

2 Vpon the streate of the originall of the Chancerie, of the first grants of any lands or tenements holden in Chiefe, or by Knights seruice, or Socage in Chiefe, or of any Licence of Alienation, Pardon of Alienation, Ouster le maine, generall or speciall Liuery or Inrolement of any of them, Processe shall be made onely for the seruice due thereupon, and the parties vpon the same shall bee admitted without pleading, as it hath bene accustomed to make their fine for respect of Homage, or to do their fealtie, forthwith whensoeuer they will appeare and pray to be receiued for the same, paying the charges of their sayde fine, as hereafter is appointed.

3 Where the first Tenant in any such Writ from the said originall, or such Inrolement is returned by the Sheriffe Mort. or Nihil habet, then shall go out according to the ancient course of the sayde Court a Distring. Tenent. against the Tenants of the same Lands, to the Sheriffe to do their seruice due to the King, and to shew their entry into the same, who returning the name of the Tenant of the lands in the writ, There shall go Processe then euery Tearme against the sayd new Tenants to do their sayd seruice, and also to shew their Entrie, and they to lose Issues thereupon, vntill they come in, and make their fine for respect of Homage, or Fealtie, or to do their Fealtie vpon the same, according to the ancient course of the Exchequer.

4 To auoyd the charges of Pleading, vpon shewing of any mans Entrie, It shal be lawfull for euery Person that by force of any licence of Alienation, doeth come to any Landes or Tenements holden in Chiefe, assured to him in Fee-simple, Fee-taile generall or special, or for terme of life by any manner of conueyance in Law, from the partie in the first originall or Inrolment of the same, to bring the same Licence and conueyance to the sayd Treasurers Remembrancer, and thereupon the sayd Barons of the Exchequer, or the said Treasurers Remembrancer, finding the sayd Licence of Alienation to be good, and agreeable to the assurance thereupon made, and likewise agreeable to and from the said originall, and from and with all the Vouchers of the same, the partie to whom such Licence of Alienation is made, shall be receiued to Inroll the said License onely, and to make his Fine thereupon for respect of Homage, without any further pleading, or other shewing of his Title for the same. And likewise whosoeuer shall enter into any lands by liuery generall, special, or Ouster le maine, bringing the same and the Schedule of his Liuery with him, he shalbe receiued to like Inrolement, and making of his fine without any pleading.

5 Likewise, who so that hath a Licence of Alienation of Landes,

and

and tenements, holden in chiefe, which thereby are assured vnto him by fine, the same person may also bring in his said Licence, & assurance thereupon, to be examined, as before in the fourth Article is mentioned, And the same agreeing together, and also agreeing from and with the originall, and from and with the Vouchers of the same, then the party to be discharged without pleading.

6 Where any Writ of Reuersion shalbe made, vpon any Record, for lands or tenements, wherein the Prince is in Reuersion, if it doe appeare by any sufficiēt matter of record within the court, that the grant or Record whereupon the said Writ of Reuersion is made, is clearely auoyded or determined, In such case the party vpon shewing forth of such Record, shalbe discharged without pleading.

7 Where there be two Manours or moe, or other lands and tenements of one name in one County, and the one holden of the Prince in Chiefe, or by Knights seruice, & the other not, In such cases where the matter shal so appeare of Record, the party that hath the manours or lands so not holden, shall bee discharged of the Proceſſe without pleading, and the Issues thereupon lost, to be saued.

8 The Issues lost by her Maiesties subiects, which her Highnesse of her gracious fauour and goodnesse, hath appointed by her Maiesties priuy Seale to be discharged, be as followeth, viz.

All Issues lost & to be lost, vpon any that are or shalbe returned Tenants of lands, which they haue not, shall be now discharged, though they haue other lands within the Shire, that could not so haue bene before the said priuie Seale was granted.

All Issues lost or to be lost vpō any heire or ward, being within age, or in custody, or committed to any, shall be now as before discharged, that were wont to remaine, while the heire come to full age.

All Issues lost or to be lost, vpon the committies of any wards lands by lease, as returned tenant therof, shalbe now discharged, that otherwise should haue beene paid by the said Committies, if they had any lands or tenements, goods or chattels within the said County.

All Issues lost or to bee lost vpon any lands in the Queenes Maiesties hands, by extent, or otherwise, shalbe now discharged, that otherwise could not haue bene by the course of the Court.

All Issues lost or to be lost vpon the farmors & tenants of any lands for life, yeres, or at will, shalbe now discharged, that were wont to pay them, being returned tenants therof by the Sheriffes, if they had any lands or goods within the Shire.

All Issues lost or to be lost vpon tenants of lands in chiefe by extent, shalbe now as afore discharged, and could not so haue bene before, but were alwaies leuiable vpon the lands.

All Issues lost or to be lost by sundry other berations, as well by vntrue returnes and misreturnes of Sheriffes and Vndersheriffes, shall or may bee discharged, moderated, or otherwise ordered, as the Court shal think meet, that were infinit before, & could not be discharged, but the party was driuen to take his remedy against the Sheriffe.

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All Iſſues loſt or to be loſt vpon any former grant of lands and tenements in Chiefe, that are afterward giuen not to be holden in Chiefe, ſhall be now diſcharged by this preſent Seale, and could no way haue bin remitted, vntill the ſecond Grant had bene layed and pleaded.

All Iſſues loſt or to bee loſt by any perſon returned in any Iury in the Exchequer, or in any Attaint or Iury in the Kings Bench, or Common Place at Weſtminſter, or in any Iury before the Iuſtice of Aſſiſe in any Court within the Realme, which at the time of their appearance appointed, were beyond Sea in her Maieſties Seruice, or by ſpeciall licence in writing, or were or ſhall be in Priſon, or in Ordinary of her Maieſties Chamber or Houſhold, and bound to their Perſonall attendance there, ſhall be now diſcharged cleare, that before could by no meanes be holpen.

RAta finium pro homag. tenent. Dñe Regine per vnum annum integrum reſpectuand. cum feod. Rememorat. Theſaur. & pro intrac. finium, cum Record. inde fact. ac pro feod. Attorn. pro eodem anno integro exhibit. Parliament.

Valor terrarum.	*Fines Regi.*	*Feod. Rem. Theſ.*	*Pro intrac.*	*Pro feodor. attornum.*
A C.li ad lx.li	x.s.	xx.d.	iiij.d.	By ſome xl.d.
A lx.li ad xxx.li	dim.mar.	xx.d	iiij.d.	By ſome xxd.
A xxx.li ad xx.li	v.s.	xx d	iiij.d.	By ſome al.
A xx.li ad xv.li	xl.d.	xx.d.	iiij.d.	
A xv.li ad x.li	ij.s	xx.d.	iiij.d.	By ſome voluntary annuities for all matters. xl.s. xx.s. xiii.s iiij.d. x.s. vi.s viii.d. v.s.
A x.li ad x.marc.	xx.d.	xx.d.	iiij.d.	
A x.marc. ad C.s.	xii.d.	xii.d	iiij.d	
A C.s. ad lx.s.	viii.d.	viii.d.	iiij.d.	
A lx.s. & infra.	iiij.d.	iiij.d.	iiij.d.	

Theſe neuer loſe iſſues but haue their Fines paid, whether they come, or come not.

Item

Item, That the sayd Fines shall be payed after the said Rate exhibited to the Parliament house, and not otherwise.

According to the sayd Treasurers Remembrancers owne offer, for himselfe and the Clerks of his Office, It is ordered that hee himselfe shall pay euery Subiects charges, as by the Court of Exchequer shall be set and ordered, that shal be vexed by any writ vpon a suppolall, and not vpon a good and iust ground vowched and set downe in euery writ, as before is declared.

The Clerkes of the sayd Treasurers Remembrancers Office, shall pay all Issues, that any of her Maiesties Subiects shall lose, after hee hath payd his Ordinarie Fine for respect of Homage to any of them for any Lands or Tenements, and so may be prooued by any of their acquittances, W. Burleigh, Wa. Myldemaie, Edward Saunders, G. Freuile, John Birche, Ex. per G. Gerrard, Thomas Bromeley, Ex per John Osburne, xvij. Nouemb. 1601.

Prouided alwayes neuertheleſſe, and be it enacted by the Authority aforesayd, if in case it shall be thought fit, for the true knowledge and preseruation of the Tenures appertaining to the Crowne, and so ordered in the open Court of Exchequer, that proceſſe should issue out of the sayd Court against any, That in euery such Case, the said Treasurers Remembrancer, or any his Clerks, may send out the said proceſſe, without incurring any the Penalties of this Acte: In which Case, no such Tenure appearing to the Court, the Partie shall be clearely dismissed, without any maner of pleading, or paying any Fees at all.

¶ An Acte for the better Execution of the intent and meaning of former Statutes, made against shooting in Gunnes, and for the preseruation of the Game of Phesants and Partridges, And against the destroying of Hares with Harepipes, and Tracing Hares in the Snow.

Chap. XXVII.

FOrasmuch as there bee diuers good and necessary Lawes and Statutes, which do inflict and impose diuers great & heauy penalties, punishments, and forfeitures vpon such as should with any Gunnes, Nets, Crossebowes, or other Instruments, or Engines, spoile or destroy the game of Phesants, Partridges, Hearn, Mallard, & such like, and vpon such as kill or destroy Hares, with Hare-pipes, Cordes, or other Engines, or should kil any Hare by tracing and coursing them with Dogs in the Snow, And neuertheleſſe of late yeeres, the seuerall Games aboue mentioned, haue beene more excessiuely and outragiously spoyled and destroyed, then hath beene in former ages, especially by the vulgar sort, and men of small worth, making a trade and a liuing of the spoyling and destroying of the sayde Games,

Games, who are not of sufficiencie to pay the said penalties in the said Statutes mentioned, nor to answere the cost and charges of any that should informe & prosecute against them, in any of his said Maiesties Courts of Record at Westminster, vpon any of the said Penall Lawes and Statutes, By reason whereof few Sutes haue beene attempted vpon the said Lawes, and for the said forfeitures, whereby the good thereby meant and hoped, hath not succeeded, and thereby great scarcitie of the said Games in all, or in the most parts of this Realme hath followed, and presently is, and so is like to be, if some remedy be not in that behalfe prouided:

Be it therfore enacted by the authority of this present Parliament, That all and euery person and persons, which from and after the first day of August next following, shall shoote at, kill or destroy, with any Gunne, Crossebow, Stonebow, or Long-bow, any Pheasant, Partridge, House-doue, or Pigeon, Hearne, Mallard, Ducke, Teale, Wigeon, Grouse, Heathcocke, Moregame, or any such Foule, or any Hare, Or after the said first day of August, shall take, kill, or destroy any Pheasant, Partridge, House-doue, or Pigeon, with setting Dogs and Nets, or with any maner of Nets, Snares, Engines, or Instruments whatsoeuer, Or shall take the Egges of any Pheasant, Partridge, or swans, out of the Neastes, or willingly breake, spoyle, or destroy the same in the Neast, Or after the said first day of August, shall Trace, or course any Hares in the Snow, or at any time take, or destroy any Hares with any Harepipes, Cordes, or with any such Instruments, or other Engines, And the same offence or offences being prooued, by the confession of the partie, or by the testimonie of two sufficient witnesses, vpon Oath before two or more Justices of Peace of the same Countie, Citie, or Towne corporate, wherein the offence shall be committed, or the partie offending apprehended, shal be by the said Justices of Peace for euery such offence, committed to the common Gaole of the sayde Countie, Citie, or Towne Corporate, where the offence shall bee committed, or the parties apprehended, there to remaine, for three Monethes without Baile, or Mainprise, vnlesse that the said Offendour doe, or shall forthwith vpon the said conuiction pay, or cause to bee paide to the Churchwardens of the said Parish where the offence shall be committed, or the partie apprehended, to the vse of the poore of the said Parish, the Summe of twentie Shillings, for euery Pheasant, Partridge, House-doue, Pigeon, Herne, Mallard, Ducke, Teale, Wigeon, Grouse, Heathcocke, Moregame, or any such Foule, and for euery Egge of Pheasant, Partridge, or Swannes, and for euery Hare, which any, and euery such Person and Persons so Offending, and Conuicted as aforesayde, shall Take, Kill, or willingly destroy, contrarie to the true purport, and true meaning of this Statute, or after one Moneth after his Commitment, together with two sufficient Suerties, become bound by Recognizaunce in the Summe of twentie Poundes a piece to the Kings Maiesties vse, his Heires and Successours, with Condition that hee the sayde

partie

partie so offending, shal not at any time thereafter shoote at, kill, take or destroy any of the said Games before mentioned, by any of the meanes aforesaid: which said Recognizances shal be taken by any two or more Justices of Peace of the said Countie, Citie, or towne corporate, where the Offendour shall bee so imprisoned, as aforesaid, and shall be returned to the then next quarter Sessions, & there to remaine of Record, as other Recognizances taken for the Peace.

And for the better preseruation of Deare, Hares, & other the Games aforesaid, Be it further enacted by the authority aforesaid, that al and euery person and persons which from or after the said first day of August, shal haue or keepe any Greyhound for coursing of Deare or Hare, or Setting dogge or Dogs, or Net or Nets, to take Phesants or Partridges (except such person or persons which shall bee seised, in their owne right, or in the right of their Wiues, of Lands, Tenements, or Hereditaments, of the cleare yeerely value of ten Pounds by the yeere or more, ouer and aboue all charges and reprises, of some estate of inheritance, Or of lands, tenements, or hereditaments in his owne right, or in the right of his Wife for terme of life, or liues, of the yeerely value of thirty Pounds, ouer & aboue all charges and reprises, Or bee possest of goods or chattels, to the full value of two hundreth Pounds to his owne vse, Or be the sonne or sonnes of any Knight, or of any Baron of Parliament, or of some person of higher degree, or the sonne and heire apparant of any Esquire) and being therof conuicted as aforesaid, shal by the said Justices of the Peace, be committed and imprisoned in maner and forme as in, and by this present Act before is expressed, specified and declared, Except such person & persons so offending, and thereof conuicted as aforesaid, doe forthwith pay or cause to bee payed to the Churchwardens of the said Parish where the said offence shal be committed, or the party apprehended, to the vse of the poore of the said Parish, the summe of forty shillings, of good & lawfull money of England.

And bee it further enacted by the Authoritie aforesaid, That euery person and persons, which at any time after the said first day of August, shall sel, or buy to sell againe, any Deare, Hare, Partridge or Phesant, (except Partridge and Phesants reared & brought vp in house or houses, or brought from beyond the Seas) shall forfeit for euery Deare so bought and sold, fortie Shillings, for euery Hare ten shillings, and for euery Partridge ten shillings, and for euery Phesant so to bee bought and sold, twentie shillings: Of all which forfeitures, the one moytie shall be to him that will sue for the same, by Bill of Indictment or Information: and the other moytie to the poore of the Parish, where the said offence or offences shall be committed.

And be it further enacted by the Authoritie aforesaid, That no person or persons shall or may after the said first day of August, be punished by force of any former Statute or Law, for any of the said offences for which by force of this Law, any punishment shal be inflicted: And that all Justices of Assise in their seuerall Circuites, and all the Justices of the Peace in their generall Quarter Sessions, and any two Justices

of

of Peace or more together out of any Sessions, shall and may by force of this present Act, haue full power and authoritie to examine, heare, punish and determine, all offences to bee committed against this present Statute, and to administer Oathes as aforesaid, and performe and execute all and euery Acte and thing, fit or requisite for the due execution of this present Acte.

Prouided alwayes, That it shall and may be lawfull for euery person or persons, which haue or shall haue free Warren, and to and for euery Lord of a Mannour, and to euery Freeholder, which is or shall be seised in his owne Right, or in the right of his Wife, of Lands, Tenements or Hereditaments to the cleare yeerely value of ten pounds or more by the yeere, ouer and aboue all Charges and reprises of some estate of Inheritance, or of Lands, Tenements or Hereditaments in his owne Right, or in the right of his Wife, for terme of life or liues, of the yeerely value of thirtie pounds, ouer and aboue all Charges and reprises, or bee, or which shall bee worth in Goods, or Chattels, two hundreth pounds, by him or themselues, or by his or their Meniall seruants (sufficiently authorized from his or their Master for that purpose) to take Pheasants and Partridges in the day time onely with Nets, in and vpon his and their owne, or his and their Masters free Warren, Mannour and Freehold, or on any part of them, betwixt the Feast of Saint Michael the Archangel, and the Feast of the Birth of our Lord God, yeerely, Any thing in this Law to the contrarie notwithstanding.

And bee it also further enacted by the Authoritie aforesaid, That it shall and may be lawfull to and for euery person and persons, keeping any Hawke or Hawkes, which at the generall Quarter Sessions of the Countie (where he and they shall dwell) shall bee licensed to shoote Haile-shot in Hand-guns or Birding piece, at Crow, Chough, Pie, Rooke, Ringdoue, Iey, or smaller Birdes for Hawkes meate onely, to shoote and kill Hawkes meate, according to the said Licence onely, so that such partie so to bee Licensed, doe at the same Quarter Sessions, wherein he shall be Licensed, become bound to the Kings Maiestie by Recognizance in twentie Pounds, not to shoote at any the foule or Game, at which, shooting is prohibited by this Law, And so that he or they shall not shoote in any Hand-gunne or other Gunne, within fiue hundreth paces of any Hernerie, nor within one hundreth paces of any Pigeon house, nor in any Parke, Forrest, or Chace, whereof the partie so Licensed, or his Master, is or shall not bee the Owner, Keeper or Gouernor, for which Licence & Recognizance, the Clearke of the Peace is to take onely twelue pence, and no more.

This Law to continue to the ende of the first Session of the next Parliament.

¶ An Acte for confirmation of the Kings Maieſties Charter and Letters Patent graunted to the Mayor, Bailiffes, and Burgeſſes of the Burrough of Berwicke vpon Twede and their Succeſſors, and of the Franchiſes, Liberties, Priuiledges, Iuriſdictions, and Cuſtomes of the ſaid Burrough.

Chap. XXVIII.

IN all humbleneſſe beſeech your moſt Excellent Maieſtie, your moſt bounden & moſt faithfull Subiects, The Mayor, Bailiffes, and Burgeſſes of your Maieſties Borough of Berwicke vpon Twede, That whereas ſince ſuch time as the ſaid Borough of Berwicke firſt became Engliſh, your Maieſties moſt Noble Progenitours, Kings and Queenes of this land, haue ſucceſſiuely by their Charters and Letters Patent vnder the great Seale of England, Granted and Confirmed to the ſayde Borough, ſundry Franchiſes, Priuiledges, Iuriſdictions, Liberties, Freedomes, and Immunities: Which, together with other the rights, Cuſtomes and Vſages to the ſaid Borough appertaining, haue beene Confirmed & ſaued to the ſaid Borough, by diuers Acts and Statutes in ſundry Parliaments of this Realme, and are allowed and approoued by ſundry Orders, Iudgements, and Decrees in your Maieſties Courts at Weſtminſter and elſewhere, within this your Highneſſe Realme of England: And whereas your Maieſtie ſince the beginning of this preſent Parliament, by your Highneſſe Charter and Letters Patent vnder the great Seale of England, bearing Date at Weſtminſter, the thirtieth day of Aprill, in the yere of your Raigne of England, France and Ireland, the ſecond, and of Scotland the ſeuen and thirtieth, Hath giuen, granted, and confirmed to the ſaid Mayor, Bailiffes, and Burgeſſes of the ſaid Borough of Berwicke vpon Twede, and their Succeſſors for euer, diuers Franchiſes, Priuiledges, Iuriſdictions, Liberties, Freedomes, Immunities, Exemptions, Quietances, Rightes, Vſages and Cuſtomes: And whereas alſo your Maieſtie by your Highneſſe ſaid Charter and Letters Patent, bearing date as aforeſaid, Hath giuen and granted to the ſaid Mayor, Bailifs and Burgeſſes of the ſaid Borough of Berwicke vpon Twede, and their ſucceſſors for euer, All that the Segniorie, Mannor, Borough, Towne and Soke of Berwicke vpon Twede aforeſaid, with all and ſingular the rights, members, and appurtenances thereunto belonging, and alſo all thoſe lands and fields neere vnto the ſaid Borough adioyning, commonly called the Fieldes and Bounds of Berwicke: And alſo all thoſe Meſſuages, Houſes, Edifices, Buildings, Cottages, Lands, Tenements, Meadowes, Paſtures, Feedings, Waſtes, Commons, Ground and Soile, and all other Hereditaments whatſoeuer, with the appurtenances, ſcituate, lying, & being within the ſaid Seignorie, Mannor, Borough, Towne and Soke, and in & within the ſaid fields & bounds of Berwick aforeſaid, and the Suburbs, limits, liber-

ties

ties and Precincts thereof (excepting and reseruing, as in your Maiesties said Charter and Letters Patentis excepted and reserued) To haue, hold, vse and enioy the said Franchises, Priuiledges, Iurisdictions, Liberties, Freedomes, Immunities, Exemptions, Quietances, Rights, Vsages and Customes, and the said Seignorie, Mannor, Burrough, Towne and Soke, and the said fields and Bounds of Berwicke aforesaid, and the said Messuages, Houses, Edifices, Buildings, Lands, Tenements, and other Hereditaments, with all their Rights, Members, and Appurtenances whatsoeuer, in your Maiesties said Charter and Letters Patent conteined, mentioned or expressed, (except before excepted) to the said Mayor, Bayliffes, and Burgesses of the said Burrough of Berwicke vpon Twede, and their successors for euer, by and vnder such Tenures, Rents, Reuersions, and Seruices, as in your Maiesties said Charter and Letters Patent are expressed, as in and by your Maiesties said Charter and Letters Patent more at large appeareth:

May it therefore please your most Excellent Maiestie, of your aboundant grace and bountie, and of your Maiesties especiall fauour and gracious disposition and inclination towards the aduancement and establishment of the state and publique good of the said Burrough of Berwicke, That it may be ordeined, enacted, adiudged, and established by your Maiestie, with the assent and consent of the Lords Spirituall and Temporal, and the Commons of this present Parliament assembled, and by the authoritie of the same. And be it enacted and adiudged by the authoritie of the same, That the said Charter, and Letters Patent so to the said Mayor, Bailiffes, and Burgesses, and their Successors, by your Maiestie made and granted as aforesaid, and all Graunts and things therein conteined, mentioned or expressed, from and after the end of this present Session of Parliament, shall stand, remaine, continue and be, and from thencefoorth for euer be taken, reputed, deemed and adiudged good, sure, perfect, effectuall and auaileable in the Law to all intents, constructions & purposes against your Maiestie, your Heires and Successors, according to the purport, true intent and meaning of the same. And that the said Mayor, Bailiffs, and Burgesses of the said Burrough of Berwicke vpon Twede, and their successors, shall and may from thencefoorth for euer after, haue, holde, vse and enioy the sayd Franchises, Priuiledges, Iurisdictions, Liberties, Freedomes, Immunities, Exemptions, Quietances, Rights, Vsages and Customes, and also the said Seignorie, Mannour, Burrough, Towne and Soke, and the said fields and bounds of Berwicke aforesaid, & the said Messuages, Houses, Edifices, Buildings, Lands, Tenements and Hereditaments, and all other things whatsoeuer in your Maiesties said Charter and Letters Patent granted, conteined, mentioned or expressed, with all and euery of their Rights, members, and appurtenances, and euery part and parcell thereof, (except as in the said Charter and Letters Patent is excepted) vnder the Tenures, rents, Reseruations & Seruices, in your Maiesties said Charter, and

Letters Patent conteined, mentioned and expressed, against your Maiestie, your Heires and Successors, according to the purport, true intent and meaning of the same. And also that the said Mayor, Bayliffes, and Burgesses of the said Burrough of Berwicke vpon Twede, and their Successors, shall & may from thencefoorth for euer after, haue, hold, vse and enioy all Franchises, Liberties, Freedomes, Priuiledges, Iurisdictions and Customes, which now are, or at any time heeretofore were to the said Burrough belonging or appertaining, and which are Granted or Confirmed, or meant, or mentioned to be Granted or Confirmed, in and by the said Charter and Letters Patent, according to the purport, true intent, and meaning of the same.

Sauing to euery person and persons, bodies Politicke and Corporate, their heires and successors, (other then your Maiesty, your heires and successors) All such Estate, Right, Title, Action, Lease, Interest, Condition, Seruice, Rent, Profite, Charge, Emoluments, Hereditaments, and other demand whatsoeuer, as they or any of them lawfully haue, or hereafter lawfully may haue or claime, of, in, to, or out of the said Seignorie, Mannor, Burrough, Towne and Soke, and the said Fields, and Bounds of Berwicke aforesaid, and the said Messuages, Houses, Lands, Tenements and Hereditaments, and other things in your Maiesties said Charter and Letters Patent granted, conteined, mentioned and expressed, or any part thereof, in as ample & beneficiall maner to all intents and purposes, as if this Act had neuer bene made. And your said Subiects shal daily pray to God for your Maiestie in al Honour, prosperitie, and safetie, long to Reigne ouer vs.

¶ An Act to encourage the Seamen of England to take Fish, whereby they may increase, to furnish the Nauie of England.

Chap. XXIX.

FOr the better increase of Seamen, to bee ready at all times to serue in the Kings Maiesties Nauie, and the Nauie of England, of which the Fishermen of England haue euer beene the chiefest Seminarie, and Nurserie, which in this latter age haue greatly decayed, Bee it enacted by the Kings most Excellent Maiestie, the Lords Spirituall and Temporall, and the Commons in this present Parliament assembled, and by the Authoritie of the same, That no Licence or Licences heretofore made or granted, or hereafter to be made or granted, to any sicke or infirme person or persons, to eate Flesh during the time of his, her, or their sicknesse, or infirmitie, by force of the Statute of Anno quinto Reginæ Elizabethæ, shall from the Feast of Saint Michael next comming, bee any sufficient Warrant to any such person or persons to eate any Beefe, Veale, Porke, Mutton, or Bacon in the time of Lent, or vpon any day now obserued as a Fish day, but that the said sicke or infirme person or

persons,

persons, shall for dressing, or eating of such beefe, veale, porke, mutton, or Bacon, incurre the danger & penaltie comprised therefore in the said Statute, notwithstanding any such licence heretofore graunted, or hereafter to be graunted to the contrary.

And be it further enacted by the authoritie aforesaid, that no Butcher, or other person, whether he be licenced, or not licenced to kil flesh, shall from henceforth at any time in the time of Lent, kill, or dresse, to the intent to put to sale, any Oxe, or Oxen, Beeues, Beuets, Hogs, Calues, Rammes, Ewes, or Weathers, except Oxen or Beeues for victualling of Ships into forreine parts, and except all flesh to be killed three dayes next before Easter yeerely, vpon paine to forfeite and loose the same Oxen, Beeues, Beuets, Hogges, Calues, Rammes, Ewes, and Weathers so killed, and dressed contrary to this Statute, or the value of them.

And be it further enacted that all Justices of the Peace, Maiors, Bayliffes, head Officers, and Constables, as well of cities and townes Corporate, as in euery Countie of this Realme, shall haue power and authoritie by force of this acte, yeerely in the time of Lent, to enter into all houses of Victuallers, and common Victualling houses within their Jurisdictions, where such offences shall be suspected to bee committed, and finding any such Oxen, Beeues, Beeuets, Hogs, Calues, Rammes, Ewes, or Weathers killed or dressed, or any part or parcell of the same contrary to this Statute, shall take and seize the same as forfeited, and shall giue and distribute the same to prisoners, and other poore folkes by their discretion.

And because the greatest disorder and libertie in eating of flesh vpon fish-dayes, and dayes prohibited by the Law, is commonly found to be in Tauernes, common Innes, Tabling houses, Cookes houses, Alehouses, and Tipling houses: Be it therefore enacted, that euery Tauerner, Innekeeper, keeper of euery common Tabling house, common Cooke, common Tipler, or Alehouse keeper, offending at any time hereafter in the dressing of any flesh victuall, contrary to the sayde Statute of Anno quinto Elizabethæ, or contrary to this Statute, shal not onely forfeit all the sayd flesh so dressed, but also the penaltie imposed by the same Statute of Anno quinto Elizabethæ, for euery offence to be committed, after the feast of Saint Michael the Archangel next comming: The one halfe of all which forfeitures, (except such forfeitures as shall be found and taken by the Justices of Peace, Maiors, Bayliffes, head Officers and Constables, according to the Tenour of this acte) shall bee to our Soueraigne Lord the King, and the other halfe to such person or persons, as shall sue or informe for the same in any Court of Record, by action of debt, bill, plaint, or information, wherein no essoyne, protection, or wager of Law shall bee allowed to the defendant.

This Act to continue to the end of the first Session of the next Parliament.

¶ An

An acte for the erecting and building of a Church in Melcomb Regis to be the parish Church of Radipoll, And for making the olde Church of Radipoll a Chappell belonging to the same.

Chap. XXX.

WHereas there is in the Countie of Dorset, within the Diocesse of Bristol, one Parish Church called by the name of the Parish Church of Radipol, whereunto the Inhabitants of that part of the late vnited Towne of Waymouth and Melcomb Regis, in the sayd Countie of Dorset, before the said Union, commonly called and knowen by the name of Melcomb Regis, are Parishioners, which parish Church of Radipol is full distant from any part of Melcomb Regis aforesayd, one mile and a halfe at the least, and is so little of it selfe, that the first part of the Parishioners of that Parish cannot at one time be conueniently therein receiued.

And whereas also there is in the same Melcomb Regis one little Chappell of ease, which is not able for the smalnesse thereof conueniently to receiue aboue the one halfe of the sayd Inhabitants, by the meanes whereof the said Inhabitants of Melcomb Regis, being in number tenne for one, vnto all the residue of the sayd Parish, haue bin greatly annoyed, and much hindered for their comming to Gods Diuine Seruice, as vnto the duetie of all good Christians appertaineth: The said Inhabitants bordering vpon the maine Sea, well considering the damages and dangers which they are subiect vnto, and may happen vnto them in their houses and ships, either by fire, tempest, incursion of forreine enemie, or of Rouers and Pirates, who in the time of diuine Seruice, with small force may surprise, robbe, spoile and set on fire, all their houses and ships, and without danger depart before such time as the same Inhabitants can repaire home from the sayd Parish Church to make resistance:

For reformation and preuenting of the sayd grieues and daungers, the said Inhabitants there most humbly beseech, that it would please the Kings Highnesse by the assent and consent of the Lords Spirituall and Temporal, with the Commons assembled in this present Parliament, and by the authoritie of the same to enact, And be it enacted, That the Inhabitants of that part of the said Towne which was knowen by the name of Melcomb Regis, may at their owne proper costs and charges, vpon the ground where the said now Chappell standeth, and vpon the grounds next adioyning, to erect, build, and make a Church fit and conuenient to receiue all the Inhabitants of the parish of Radipoll, to heare Diuine Seruice, and to inclose the waste grounds, which abutte vpon the North and South sides of the same Chappell, being parcell of the possessions of the said Towne of Waymouth, and Melcomb Regis, to make a fit and conuenient Churchyarde

yard and place to bury the dead bodies of the same parish. And if there bee not sufficient of the grounds of the said Towne adioyning to the same place, where the same Church shalbe erected, made, and built, to make a Churchyard and place of buriall, That then it shalbe lawfull for the Inhabitants of that part, which was called Welcomb Regis, as aforesaid, to procure and purchase so much of the grounds neere adioyning to the sayd waste grounds, as may be fit for the intent and purpose aforesaid, which ground so purchased, it shall bee lawfull for them also to enclose, to make a fit place for a Churchyard and place of buriall, and from and after that such Church shalbe so erected, builded and made, and such Churchyard and place of buriall shall be inclosed, then and from thencefoorth the said Church so erected, made and built with a Churchyard or buriall place, as aforesaid, shalbe, and shalbe called and knowen, by the name of the Parochiall Church of Radipoll, and that such diuine Seruice, buriall of the dead, and all other Parochiall Rights, which of duety formerly were, and of right ought to be sayd, done or celebrated by the Parson or Incumbent of the sayd olde Church of Radipoll, and his Successors, at, and within the sayd olde Church and Churchyard, for the Inhabitants of Welcomb Regis, shall from and after such time as such new Church shalbe so erected, made and builded, and such Churchyard and place of buriall, shalbe so inclosed, be celebrated, done, and administrated, at and within the said new Parish Church and Churchyard, by the sayd Parson & Incumbent, & his successors for euer hereafter, And that the now Parson and Incumbent of Radipoll aforesaid, and his successors, from and after such time as the said new Church shall be so erected, made and built, with a Churchyard and place of burial, shalbe Parsons & Incumbent successiuely of the same new Church and Churchyard, and that from thencefoorth the said old Parochiall Church of Radipoll, shall be, and shall be reputed to be but a Chappel of ease for the Inhabitants of the village or Hamlet of Radipoll, and shalbe from thence called & knowen by the name of the chappell of Radipoll. And yet neuertheless the same chappell shall retaine and haue for the Inhabitants of the sayd village, or Hamlet of Radipoll onely, all and euery such Parochiall rights, to bee done and celebrated by the Parson and Incumbent of the sayd new Church, and by his successors for euer, or by his or their sufficient Curate, as were done and celebrated before the making of this Acte, in the sayd old Church or Churchyard.

And the said Inhabitants of Welcomb Regis aforesayd, humbly pray that it may bee further enacted by the authoritie of this present Parliament, and be it enacted by the authoritie of the same, that the now Patron and Patrons, which haue any Estate, or Estates in possession, reuersion, or remainder, of, or in the Patronage of the said old parish Church of Radipoll, shall haue such and the like Estate, and Estates, Right, Title, and Titles of and in the Patronage of the sayd new Church so to be erected, made & built, as he and they now haue, of, in, and to the patronage of the said old Church. And that it shall be

lawfull

lawfull for him and them according to their rights, and estates respectiuely, from time to time for euer hereafter, from & after the death of such Parson, as shalbe the first Incumbent of the same new Church, by the intent of this Act, to present vpon euery Vacation, a fit Parson to be Incumbent of the said new erected Church, which Parson and Parsons, and his and their successors, so successiuely to bee presented after institution and induction, shalbe Incumbent and Incumbents successiuely, of the said new Church, and of the said intended chappell, and shall haue and enioy all such houses, gleebes, tithes, profits, and commodities, as the now Incumbent of Radipoll by the true meaning of this Act, ought to haue, or any of his predecessors Parsons of Radipoll aforesaid ought of right to haue, had, and enioyed. And for the better performance of the premisses, and to the intent the Incumbent of the said new Church and his successors, may haue a conuenient place of habitation, at that part of the said Towne, which was knowen by the name or names of Melcomb Regis aforesaid: The said Inhabitants of Melcomb Regis aforesaid humbly pray, that it may be enacted by the authoritie of this present Parliament, and bee it enacted by the authoritie of the same, That from and after the erection of the sayd new Church, one Mansion house with a backside and garden thereto adioyning, now the Inheritance of one Thomas Barefoote Maior of Waymouth, and Melcomb Regis aforesaid, scituate and being in the East street of that part of the sayd Towne, which before the said Union was called Melcomb Regis, bounding in the North side vpon one Messuage now in the possession of one Andrew Keyche, and on the south side vpon a Messuage now in the possession of one William Hiet, and on the East part, on the maine Sea, and on the West part, on the said Street, shall be to the said Parson and Incumbent of the sayd new Church, and his Successours, Parsons and Incumbents there for euer. And that the said Parson and Incumbent and his Successours, shall by the authoritie of this present Parliament be, and adiudged to be, from the new erecting, making, and building of the said Church, seised in his Demesne, as of Fee, as in the right of the said Church, of, and in the said house, backeside, and garden, and the said house, backeside and garden, shall be thencefoorth for euer, parcell of the said Rectorie of Radipoll. Sauing to all and euery other person and persons, bodies politique & corporate, their heires and successours, other then to the said Thomas Barefoote, and other then to the Maior, Aldermen, Bayliffes, Burgesses, and Comminaltie of Waymouth aforesaid, all such right, title, and interest, of, in and to the sayd house, garden, and backeside, and to euery of them, as they, and euery or any of them had, at the time of the making of this present Acte.

¶ An

An acte for the charitable reliefe and ordering of persons infected with the Plague.

Chap. XXXI.

FOrasmuch as the inhabitants of diuers Cities, Boroughs, Townes Corporate, and of other Parishes and places being visited with the Plague, are found to be vnable to relieue the poorer sort of such people so infected, who of necessitie must be by some charitable course prouided for, lest they should wander abroad, & thereby infect others: And forasmuch as diuers persons infected with that disease, and other inhabiting in places infected, as well poore people and vnable to relieue themselues, that are carefully prouided for, as others which of themselues are of abilitie, being commanded by the Magistrate or Officer, of or within the place where the Infection shall bee, to keepe their houses, or otherwise to separate themselues from company, for the auoyding of further Infection, doe notwithstanding very dangerously and disorderly misdemeane themselues:

Be it therefore enacted by the authoritie of this present Parliament, That the Mayor, Bayliffes, head Officers, and Justices of Peace, of euery Citie, Borough, Towne corporate, and places Priuiledged, where any Mayor and Bayliffes, head Officers, or Justices of Peace are or shall be, or any two of them, shal haue power & authoritie from time to time, to taxe and Assesse all & euery Inhabitant, & all houses of Habitation, Lands, Tenements & Hereditaments within the said Citie, Borough, Towne corporate, and places Priuiledged, or the Liberties or Precincts thereof, at such reasonable Taxes & Payments, as they shall thinke fit for the reasonable reliefe of such persons infected, or inhabiting in houses and places infected in the same Cities, Boroughs and Townes corporate, and places Priuiledged, and from time to time to leuie the same Taxes, of the Goods of euery person refusing or neglecting to pay the sayde Taxes, by Warrant vnder the Hand and Seale of the Mayor and Bayliffes, and head Officers aforesaide, or two such Justices of Peace, to be directed to any person or persons for the execution thereof. And if the partie to whom such Warrant is or shall bee directed, shall not finde any Goods to leuie the same, and the partie taxed, shall refuse to pay the same Taxe, That then vpon returne thereof the sayde Mayor, Bayliffes, head Officers or Justices of Peace, or any two of them, shall by like Warrant vnder their hands & seales, cause the same person so taxed to be arrested, & committed to the Gaole, without Bayle or Mainepryse, vntil he shal satisfie the same taxation, & the Arrerages thereof.

And if the Inhabitants of any such Citie, Borough, Towne corporate, or place Priuiledged, shall finde themselues vnable to relieue their said poore infected persons, and others as aforesayd, That then vpon Certificate thereof by the Mayor, Bayliffe, head Officers, & other the said Justices of peace, or any two of them, to the Justices of Peace

of the Countie of or neere to the said citie, Borough, Towne corporate, or priuiledged place so infected, or any two of them to be made, the sayd Justices of or neere the said Countie or any two of them, shall or may taxe and assesse the inhabitants of the Countie within fiue miles of the sayde place infected, at such reasonable weekely taxes and rates as they shall thinke fit to be leuied by warrant from any such two Justices of peace, of or neere the Countie, by sale of goods, and in default thereof, by imprisonment of the body of the partie taxed, as aforesaid.

And if any such infection shall be in any Borough, towne corporate, or priuiledged place, where there are or shall be no Justices of peace, or in any Village or Hamlet within any Countie, That then it shall and may be lawful for any two Justices of peace of the said County, wherein the sayd place infected is or shall bee, to Taxe and Assesse the inhabitants of the sayd Countie, within fiue miles of the sayd place infected, at such reasonable weekely taxes & rates as they shall thinke fit for the reasonable reliefe of the sayd places infected, to bee leuied by warrant from the said Justices of peace of the same Countie by sale of goods, & in default thereof, by imprisonment of the body of euery partie so taxed, as aforesayd: The same taxes made by the said Justices of peace of the Countie, for the relieFe of such cities, Boroughs, townes corporate, & places priuiledged, where there are no Justices of Peace, to be disposed as they shal think fit. And where there are Justices of Peace, Then in such sort as to the Mayor, Bayliffes, head Officers, and Justices of Peace there, or any two of them shall seeme fit and conuenient. All which Taxes and Rates made within any such Citie, Borough, Towne corporate, or place priuiledged, shall bee certified at the next quarter Sessions to bee holden within the same Citie, Borough, Towne corporate, or place priuiledged, And the sayd Taxes and rates made within any part of the sayd Countie, shall in like sort be certified at the next quarter Sessions to be holden in and for the sayd Countie. And that if the Justices of peace at such quarter Sessions respectiuely, or the more part of them shall thinke it fit the said taxe or rate should continue, or be enlarged, or extended to any other parts of the Countie or otherwise determined, they the same to be so enlarged, extended or determined, increased, or Taxed and leuied, in manner and forme aforesayde, as to the sayd Justices at the quarter Sessions respectiuely shall bee thought fit and conuenient. And euery Constable and other Officer that shall wilfully make default in leuying such mony as they shall be commanded by the said Warrant or Warrants, shall forfeit for euery such offence ten shillings, to be employed on the charitable vses aforesayde.

And be it further enacted, That if any person or persons Infected, or being or dwelling in any house Infected, shall be by the Mayor, Bayliffes, Constable, or other head Officer of any Citie, Borough, Towne Corporate, Priuiledged place, or Market towne, or by any Justice of peace, Constable, Headborough, or other officer of the Countie, (if any such infection be out of any citie, borough, towne corporate,

priuiledged

priuiledged place, or market towne) commanded or appointed as aforesayd, to keepe his or their house, for auoyding of further Infection, and shall not withstanding wilfully and contemptuously disobey such Direction and appointment, offering and attempting to breake and goe abroad, and to resist, or going abroad, and resisting such Keepers or watchmen as shall be appointed, as aforesaid, to see them kept in, That then it shall be lawfull for such watchmen, with violence to enforce them to keepe their houses. And if any hurt come by such enforcement to such Disobedient persons, That then the sayd Keepers, watchmen, & any other their Assistants, shall not be impeached therefore. And if any infected person as aforesayde, so commanded to keepe house, shall contrary to such Commandement, wilfully and contemptuously goe abroad, and shall conuerse in Company, hauing any Infectious Sore vpon him vncured, That then such person and persons shall be taken, deemed, and adiudged as a Felon, and to suffer paines of Death, as in case of Felonie. But if such person shall not haue any such Sore found about him, Then for his sayd Offence, to be punished as a Vagabond in all respects should, or ought to bee, by the Statute made in the nine and thirtieth yeere of the Reigne of our late Soueraigne Lady Queene Elizabeth, for the punishment of Rogues and vagabonds, And further to be bound to his or their good behauiour for one whole yeere.

Prouided, That no attainder of Felonie by vertue of this Act, shall extend to any attainder or Corruption of blood, or forfeiture of any Goods, Chattels, Lands, Tenements, or Hereditaments.

And be it further enacted by the authoritie aforesayd, That it shall be lawfull for Justices of peace, Mayors, Bayliffes, & other head Officers aforesaid, to appoint within the seuerall limittes, Searchers, watchmen, Examiners, keepers, & buryers for the persons and places respectiuely infected as aforesaid, & to minister vnto them Othes for the performance of their offices of searchers, examiners, watchmen, keepers, & buryers, & giue them other directions, as vnto them for the present necessitie shall seeme good in their discretions. And this act to continue no longer then vntill the end of the first Session of the next Parliament.

Prouided alwayes, and bee it enacted by authoritie of this present Parliament, That no Mayor, Bayliffes, head officers, or any Justices of Peace, shall by force or pretext of any thing in this Act conteined, doe or execute any thing before mentioned, within either the Vniuersities of Cambridge or Oxford, or within any Cathedrall Church, or the liberties or precincts thereof, in this Realme of England, or within the Colledges of Eaton or Winchester, But that the Vicechancellor of either of the Vniuersities for the time being, within either of the same respectiuely, and the Bishop and Deane of euery such Cathedrall Church, or one of them, within such Cathedrall Church, and the Prouost or Warden of either of the sayd Colledges within the same, shall haue all such power and authoritie, and shall doe and execute all and euery such Act and Acts, thing and things in this Act before mentioned,

tioned, within their seuerall Precincts and Iurisdictions aboue saide, as wholly, absolutely, and fully to all intents and purposes, as any Mayor, Bayliffes, head Officers, or Iustices of Peace within their seuerall Precincts and Iurisdictions may else where by force of this Act doe and execute.

¶ An Acte for repaire of Douer Hauen.

Chap. XXXII.

BEe it enacted by Authoritie of this present Parliament, That from and after the ende of this Session of Parliament, during the space of seuen yeeres next ensuing, and no longer, there shall be paide by the Master, or Owner of euery Ship, Vessell, or Crayer, (other then the ships, Vessels, or Crayers of Lyme Regis in the County of Dorset) whereof any of his Maiesties Subiects of England shall be owners, or part Owners, of the burthen of twentie Tunnes or vpward, for euery voyage loading, or discharging within this Realme, to or from any forraine Countrey beyond the Seas, and passing to or from London, or for, from, to, or by Douer, or comming into the harbour there, not hauing a Coquet, testifying his payment before for that voyage, towards the repaire of Douer Hauen, the summe of three pence for euery Tunne, of the burthen of euery such Vessel or Crayer, except Vessels loaden with Sea-coales, or Grindstones, and for euery Chaldron of Sea-coales, or Grindstones, peny halfe penie: The same to be payd to the Customer or Collector of Customes or Subsidies, or their deputies within this Realme, from whence such Ships, Vessell, or Crayer shall come, or where such ship, Vessell, or Crayer shal arriue before they load or vnload the Goods therein: The accompt of the number of the said Tunnes, to be made according to the entrie of goods, in euery such ship, Vessell, or Crayer, in the Custome house, and no entrie thereof to be allowed in any office of Customes or Subsidies, without true Information before made, by Oath of the Master, Owner, or Shipper of such ship, Vessell, or Crayer, concerning the burthen thereof, and payment by him made, of the summes aforesaid: Of which payment, the Master, Owner, and Shipper, paying the same, shall haue allowance of the Merchants, according to the rate of the goods, in the same ship, Vessell, or Crayer, by way of Auerage, and the Customer, or Collector, or his Deputie, receiuing the summes aforesaid, or any of them, shall disburse and pay the same, from time to time, to such person and persons as shall bee assigned to receiue and expend them, in and about the repaire of the sayd Hauen, by warrant of the Lord Warden of the Cinque ports, for the time being, and two other of the Commissioners at the least, assigned for seeing the reparations done of the said Hauen. And euery Customer or comptroller, & their deputies, that shal make any entries of customs or subsidies of any goods in the said ships, Vessels

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or Crayers, before such information as aforesaid, concerning the burthen thereof to be made, or before payment made of the summes before limited to be paid by this act, or shal make any wilful default in not collecting the said summes, or not paying the same ouer trō time to time, to such person or persons as shall be assigned to receiue the same or any part therof, by Warrant of the said Lord Warden of the Cinque Ports for the time being, and two at the least of the said Commissioners, shal forfeit to the vse of the reparations of the sayd Hauen, ten Pounds for euery such default, to bee recouered by Action of Debt, in any Court of Record, by the Maior and Jurates of the Towne of Douer: In which Suit, no Essoyne, protection, or wager of Law shalbe allowed.

¶ An acte of a Subsidie of Tonnage and Poundage.

Chap. XXXIII.

IN their most humble wise shewe vnto your most Excellent Maiestie, your loyall and obedient Subiects and Commons in this your present Parliament assembled, That where as well your noble great great Grandfather of worthy memory King Henry the seuenth, the noble King of famous memory Henry the eight, the late King of worthy memory King Edward the first, the late Queene Mary, and the late renowmed Souereigne Lady Q. Elizabeth, as other your right noble and famous Progenitors, Kings of this your realm of England time out of mind, haue had and enioyed vnto them by authority of Parliament for the defence of this your Realme, and the keeping and safegard of the Seas for the intercourse of merchandize, safely to come into and passe out of the same, certaine summes of money named Subsidies, of all maner of goods and merchandize, comming in or going out of the same your Realme: And forasmuch as we your said poore Commons, vndoubtedly & most assuredly do trust and haue sure confidence in your Maiesties good fauour and wil towards vs your said Commons, in and for the keeping and sure defending of the Seas against all persons, intending or that shall intend the disturbance of vs your sayd Commons, in the entercourse and the inuading of this your Realme, to your molestation, vnquieting, & losse, which at any time cannot be borne without the great excesse and intollerable costs, charges, and expences of your Maiestie, which is not when need shall require in such cases to bee lacked at any time, but rather we your sayd Commons wishing that such furniture of all things may be had in readinesse from time to time, when necessitie shal require for the speedy indelaied prouision and helpe, for the suppressing of such inconueniences, disturbances, and inuasions, humbly desire your most excellent maiesty, beningly and fauourably to take, accept, and receiue these our poore grants hereafter ensuing, as granted of true hearts & good wils which we beare vnto your highnes toward your said great costs, charges & expences, which may be expended & laid

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ont by your Maiesty for the causes aforesayd when need shall require, as the first fruits of our good wils and hearts toward your Highnesse, although the same do, or hereafter shal nothing in effect counteruaile the same your great charges, nor yet we your said poore Commons able fully to gratifie your Highnesse by any meanes, Yet neuertheless we your said Commons, by the aduise and consent of the Lords Spiritual and Temporal in this your present Parliament assembled, & by the authority of the same to the intent aforesaid, do giue and grant to you our Supreme Liege Lord and Soueraigne, one Subsidy called Tonnage, That is to say, of euery tonne of wine that is or shall come into this realm or any your Maiesties dominions by way of merchandise, the summe of three shillings, and so after that rate, And of euery tonne of sweet wines, as well Malmsey as other, that is or shall come into this Realme by any Merchant Alien, three shillings, and so after that rate, ouer and aboue the three shillings aboue mentioned, And of euery Awme of Rhenish wine that is or shall so come in, twelue pence. And also one other Subsidy called Poundage, that is to say, of all maner of goods and merchandize of euery Merchant, Denizen, and Alien, caried or to be caried out of this realme, or any your Maesties dominions, or to be brought into the same by way of Merchandize, of the value of euery twenty shillings of the same goods and merchandize, twelue pence, and so after the rate, And of euery twenty shillings value of Tinne and Pewter vessell caried out of this Realme by euery or any Merchant Alien, twelue pence, ouer and aboue the twelue pence aforesaid. Except and foreprised out of this Graunt of Subsidy of Poundage, all maner of Woollen cloth made or wrought, or which shalbe made or wrought within this realme of England, and by euery or any Merchant Denizen, and not borne Alien, caried or to be caried out of this your said realme, And all maner of woolles, woolfels, hides and backes of Leather that is or shall be caried out of this your saide realme, And all wines not before limited to pay Subsidy or Tonnage, And all maner of fresh fish and victuall comming or that shal come into the same your realme.

And further we your said poore commons, by the aduise, assent, and authority aforesaid, Do giue and grant vnto you our said Liege Lord and Soueraigne for the causes aforesaid, one other Subsidy, That is to say, of euery merchant borne denizen, of and for euery sack of wooll, thirty three shillings foure pence, And of and for euery two hundred and forty woolfels, thirty three shillings foure pence, And of and for euery Last of hides & backs, three pounds fiue shillings eight pence, and so after the same rate, for euery lesse or greater quantity for any the same merchandize more or lesse, And of euery Merchant stranger not borne Denizen, of and for euery sacke of wooll, three pound fiue shillings eight pence, And of and for euery two hundred forty woolfelles, three pound fiue shillings eight pence, And for euery Last of hides and backes, three pound thirteene shillings foure pence. And so of all the said wools, wool-fels, hides and backes, and of euery of them after the

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rate: To haue, take, inioy, and perceiue the Subsidies aforesaid, and euery of them, and euery part and parcell of them, to your Highnesse from the xviii. day of March last past, during your life naturall. And that it may be further enacted by the authority aforesaid, That if any wines, goods, or other merchandize, whereof any the said Subsidies aforesaid are or shalbe due, shal at any time hereafter be shipped, or put into any boat or other vessell, to the intent to be carried into the parts beyond the seas, or els be brought from the parts beyond the seas, into any port of this realme, or other your Maiesties Dominions, by way of Merchandize, & vnshipped to be laid on land, the Subsidy, custome and other dueties due, or to be due for the same, not paied or lawfully tendred, or the Collector therof, or his deputy, with the consent and agreement of the Comptroller and Surueyour there, or one of them at the least, not agreed with for the same in the custome house, according to the true meaning of this Act: That then from the said xviii. day of March last past, all the same wine, goods, and merchandize whatsoeuer, shall be forfeit to your Highnesse during the time aforesaide, the one moity of the rate thereof to your Highnes, and the other moity to him or them that shall seize the same, or sue for the same, And that it may please your Highnesse, that all merchants, as well denizens, as strangers, comming into this your realme, be wel & honestly intreated and demeaned for such things as subsidy by this Act is granted for, as they were in the time of your said noble progenitors, and predecessors, without oppression to thē to be done, paying the Subsidies aforesayd.

And bee it further enacted by the authority aforesaid, That if any goods or merchandize as aforesaid, of any merchant being borne denizen, after the said xviii. day of March, during the terme of this grant, hath bene, or shalbe taken by any enemies or pirats vpon the sea, or perished in any ship or ships, that shal happē to be taken or perished, within the time of the said grant, whereof the Subsidies and other duties aforesaid, are or shalbe duely paied or agreed for, as aforesaid, And that duly proued before the Treasurer of England, or chiefe Baron of the Exchequer for the time being, by the examination of the same Merchants, if they be aliue, or of their executors or administrators, if they be dead, or by two credible witnesses at the least sworne, or other reasonable witnesse and proofe sworne, Then the same Merchant or Merchants, his or their executors or administrators shal or may newly ship in the same port where the goods or merchandize aforesaid, were or shall bee customed, so much other merchandize or goods, as the same goods & merchandize that are, or shal be lost as aforesaid, shal amount vnto, in custome, without paying any thing for the same, so as the same proofe be recorded and allowed of in the Court of Exchequer, and certified vnto the Collectors of the custome of the port, where the same wares & merchandizes are to be newly shipped without custome as aforesaid. And further, that euery merchant Denizen, that shal hereafter ship any wooll, woolfels, hides, or any other goods & merchandize,

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in any Carricke or Galley, shall pay to your Maiestie, all maner of Customes, and all the Subsidies aforesayd, as an Alien borne out of this Realme.

Prouided alwayes, that it shall and may be lawfull, to all and euery of the subiects of our Soueraigne Lord the King, at his and their will and pleasure, to carrie and transport out of this Realme, in the Ships or other vessels of any the Subiects aforesaid, all and euery kinde of Herrings, or other Sea-fish to be taken vpon the Seas, by any the Subiects aforesaid, from or out of any Port or Harborough of this Realme, to any place out of the Kings Dominions, without paying of any Custome, Subsidie, or Poundage money, for the same Herrrings and fish so carried or transported, during this present graunt of Subsidy of Tonnage and Poundage, any thing before conteyned to the contrary notwithstanding.

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God saue the King.